

القدوة الحسنة في صلاة النسوة

**THE  
SALAH  
OF  
WOMEN**

Compiled by  
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## CONTENTS

Introduction.....	6
CHAPTER ONE .....	10
METHOD OF SALÂH.....	10
Before Beginning Salâh .....	10
The Procedure of Performing Salâh.....	11
The Standing Posture (Qiyâm).....	12
Rukû (Bowing Down).....	14
Standing up from rukû .....	15
Sajdah.....	16
The Second Rak'at.....	18
The Final Sitting (Qa'dah).....	19
The Obligatory (Fard) Acts of Salâh.....	23
The Compulsory (Wâjib) Acts of Salâh.....	24
Sajdah sahw .....	25
Factors which Nullify Sa'âh.....	26
Factors which are Makrûh in Salâh.....	27
In Congregation.....	28
Imâmat .....	28
The Saffs .....	30
Recitation .....	31
Departing from the Musjid.....	32
Perfume .....	34
CHAPTER 2 .....	36
DIFFERENCES IN LAWS BETWEEN MALES	
AND FEMALES.....	36
Menstruation .....	36
Permission.....	37
Azân .....	38
Clothing.....	39



The Saff.....	39
Prompting.....	40
The Voice.....	41
Jumu'ah.....	41
Kafn.....	42
Following the Janâzah.....	43
Hajj.....	43
Ihrâm of a Woman.....	45
Divorce.....	45
Polygamy.....	46
The Ghair Muqallids.....	46
CHAPTER 3.....	48
PROOFS FROM THE AHÂDÎTH.....	48
Clothing.....	50
Raising the hands.....	54
Placing the Hands.....	55
Sajdah.....	62
The Sitting Position.....	67
CHAPTER 4.....	67
THE JURISTS.....	67
The Hanafî Math-hab.....	72
The Mâlikî Math-hab.....	73
The Shâfi'î Mazhab.....	75
The Hambalî Math-hab.....	76
The Protagonists of Equality.....	81
CHAPTER 5.....	81
WOMEN IN THE MUSJID.....	81
Question.....	81
Response.....	86
Conditions for the Initial Permission.....	98
The Conduct of the Sahâbah.....	98

The Best Place of Worship for Women.....	101
The Fuqahâ and the Muhaddithîn.....	124
Old Women.....	129
Other Schools of Thought.....	130
Conclusion.....	153
BIBLIOGRAPHY.....	155
Arabic.....	155
Urdu.....	159
English.....	160
GLOSSARY.....	161



### بسم الله الرحمن الرحيم

الحمد لله الذى جعل فقه الأحاديث نورا للمحترار والصلاة والسلام على حبيبه المحتفى  
المختار محمد الذى هو بين الخلائق كالبحر الذخار المبعوث بصحاح الأخبار ومتبعيهم  
الذين اختاروا سنن الهدى واستمسكوا بأحاديث سيد الأبرار ونفوا عنها تحريف الغالين  
وانتحال المبطلين وتأويل الجاهلين أما بعد

#### Translation:

All praises are due to Allâh who made the understanding of the Ahâdîth an illumination for the one who is confused and salutations upon His beloved and chosen one, Muhammad ﷺ, who is like a huge ocean among the creation and who has been sent with authentic Ahâdîth. Salutations also upon his followers who adopted the paths of guidance and held firmly onto the Ahâdîth of the leader of mankind. They negated the interpolations of those who exceed the limits from the Ahâdîth, the falsehood of the wrong ones and the misinterpretation of the ignorant ones.

#### Introduction

Salâh is one of the most important fundamentals of Islam. Rasûlullâh ﷺ has emphasized its importance in numerous ahâdith. After Imân (belief in Allâh and His Messenger ﷺ), salâh is the most important pillar of Islam. It will be the first action about which one will be questioned on the Day of Judgement as Abû Hurairah ﷺ has reported:

عن أبي هريرة رضى الله عنه قال قال رسول الله صلى الله عليه وسلم أول ما يحاسب به العبد يوم القيامة الصلاة

#### Translation:

Abû Hurairah ﷺ reports that Rasûlullâh ﷺ said, "The first act for which a person will be questioned on the Day of Judgement will be salâh."<sup>2</sup>

Anas ﷺ reports that Rasûlullâh ﷺ said,

عن أنس رضى الله عنه قال قال رسول الله صلى الله عليه وسلم المرأة إذا صلت خمسها وصامت شهرها وأحصنت فرجها وأطاعت بعلها فلتدخل من أى أبواب الجنة شاءت<sup>3</sup>

"When a woman performs her five daily salâh, fasts in Ramadân, remains chaste and obeys her husband, she will enter jannah from whichever door she pleases."

Due to the importance of this act of worship, it is

<sup>1</sup> جامع الترمذى ص ٩٤ النسخة الباكستانية و حديث ٤١٣ ص ١٦٨٣ دار السلام. وأخرجه ابو داود وابن ماجه عن أبي هريرة ومحمد الدارى وسكت عليه المنبرى في المختصر.

<sup>2</sup> Note that the references of all narrations have been inserted in Arabic in the footnotes. The author's name and details of the publisher can be found in the bibliography.

<sup>3</sup> رواه أبو نعيم في الحلية - مشكوة المصابيح ص ٢٨١ النسخة الباكستانية و ج ٢ ص ٢٣٨ دار الفكر بيروت - أخرجه البزار وقال الميثم فيه رواد بن الجراح وثقه أحمد وجماعة وقال ابن معين وهم في هذا الحديث وبقية رجاله رجال الصحيح وللحديث شواهد أنظر مجمع الزوائد ٣٠٦/٤.



imperative that one carries it out according to the sunnah of Rasûlullâh ﷺ. Every minute detail should be meticulously followed so that one's salâh can be acceptable in the court of Allâh.

In Shari'ah, many of the laws that apply to females are different to those that apply to males. For example, a woman is not permitted to travel without a *mahram*<sup>4</sup> while a male is permitted to do so. Likewise, there are many other laws that are applicable to one gender and not to the other. A whole chapter has been devoted in this book to highlight some of the differences.

Similarly, the method of performing salâh for females is slightly different to that of males. This will be proven in the light of the ahâdîth (traditions) of Rasûlullâh ﷺ, the statements of the Sahâbah رضي الله عنهم and the learned scholars of Islam.

There is a group among the Muslims called the *Ghair Muqallidîn*<sup>5</sup> who claim that there is no difference in their salâhs. Their women perform salâh in exactly the same manner as the males. However, this is due to their gross

<sup>4</sup> The meanings of all Islamic terms have been explained in the glossary. Please refer to it at the end of the book.

<sup>5</sup> Those who claim to practise on the ahâdîth and who do not follow any particular Imâm. They are also referred to as Ahle Hadith, Lâ-Mazhabis or Salafîs which is a misnomer because they do not adopt the practices of the pious predecessors.

ignorance.

Women who adopt any of the schools of thought of the four Imâms viz. Shâfi'î, Mâlikî, Hanbalî or Hanafi Mazhab, should be completely at ease that the method in which they perform their salâh is correct and in accordance to the hadîth of Rasûlullâh ﷺ as will be proven in the ensuing pages. They should not be misled by the ignorant women who imitate males in performing their salâh, especially in the two *harams* of Makkah Mukarramah and Madînah Munawwarah.

In chapter one, the detailed method of salâh has been outlined. One who is only looking for the method of performing salâh without going into any detailed proofs will find this chapter very helpful. Chapter two discusses some of the differences in the laws of Islam between males and females. In chapter three, the detailed proofs from the ahâdîth regarding certain postures that are adopted by females have been mentioned. Chapter four is devoted to the statements of the jurists regarding the different postures of females in salâh while chapter five discusses the issue of women attending the salâh in the musjid.

The author makes an earnest duâ to Allâh to accept this humble effort and make it a means of guidance for all the Muslims. آمين



## CHAPTER ONE

### METHOD OF SALÂH

In this chapter, we discuss in detail the manner in which salâh has to be performed by females as outlined by the Hanafî jurists in the light of the *ahâdîth* of Rasûlullâh ﷺ, the *âthâr* of the Sahâbah رضي الله عنهم and the Tâbi'în (رحمهم الله).

#### Before Beginning Salâh

Ensure that the body, clothes and place of salâh is clean. One must be in a state of wudû. One must perform salâh during the proper salâh times. It is *makrûh* to unnecessarily delay the salâh. The most appropriate manner would be to begin your salâh as soon as the azân has been called out from the masjid. One can thereafter continue with the household chores. Do not let other engagements cause a delay in your salâh.

Apart from the face, hands and feet, the rest of the body must be covered. Women should cover themselves properly using a sheet or cloak so that the head, neck, chest, arms, shoulders, thighs and shins are covered. If the face, hands and feet are also covered, salâh will be valid. If one uses such a thin scarf or burqah from which the head, neck and throat are visible, and similarly, if the arms, elbows and shins are visible, salâh will not be valid. Accordingly, one should take great care in ensuring that the entire body is thoroughly covered.

If during salâh, a quarter of any part of the body besides the face, hands and feet is exposed for the duration in which سبحان ربى العظيم can be recited three times, the salâh will not be valid. If less than a quarter of the limbs was exposed, the salâh will be valid but it is sinful to do so.

It is *makrûh* to bend the head forwards and make the head touch the chest. It is also *makrûh* to bend the chest. One should stand completely upright.

#### The Procedure of Performing Salâh

Stand straight facing the *Qiblah* with your gaze fixed on the place of sajdah. The toes must also face the *Qiblah*. It is contrary to the sunnah to make the feet face outwards away from the direction of the *Qiblah*. Keep the feet together.<sup>6</sup>

Make an intention in the heart that you are performing a certain salâh eg. the fard of Fajr. It is not necessary to utter the intention verbally. Raise the hands to the shoulders without taking them out of the cloak or sheet. Women should not raise their hands to their ears.

The palms should face the *Qiblah* with the fingers kept straight. Do not bend the head forwards. Recite الله أكبر when raising the hands. Then place the hands on the chest without making a circle with the fingers of the right

<sup>6</sup> مشتى زبور حصه ٢ ص ١٧



hand around the left hand. Place the right palm on the back of the left palm, keeping the fingers close together. Women should not place their hands below their navels.

### **The Standing Posture (Qiyâm)**

Recite:

سُبْحَانَكَ اللَّهُمَّ وَبِحَمْدِكَ وَتَبَارَكَ اسْمُكَ  
وَتَعَالَى جَدُّكَ وَلَا إِلَهَ غَيْرُكَ

Translation:

"O Allâh, You are pure and praiseworthy. Your name is lofty and Your greatness is elevated and there is none besides You."

This is called *thanâ* (ثناء). Remember that a woman will recite all these du'âs including the Qur'anic verses silently even though it may be a *jahrî salâh* (one in which the recitation is done aloud).

Then recite:

أَعُوذُ بِاللَّهِ مِنَ الشَّيْطَانِ الرَّجِيمِ

Translation:

"I seek refuge in Allâh from the rejected satan."

This is called *ta'awwuz* (تعوذ).

Follow this by reading:

بِسْمِ اللَّهِ الرَّحْمَنِ الرَّحِيمِ

Translation:

"I begin in the name of Allâh, the most beneficent, the most merciful."

This is called *tasmiah* (تسمية).

Thereafter, recite *Sûrah Fâtihah* and say *Âmîn* (آمين).

Then recite:

بِسْمِ اللَّهِ الرَّحْمَنِ الرَّحِيمِ

and a *sûrah* or a minimum of three verses of the Holy Qurân.

If you are behind the Imâm, then only recite:

سُبْحَانَكَ اللَّهُمَّ وَبِحَمْدِكَ وَتَبَارَكَ اسْمُكَ  
وَتَعَالَى جَدُّكَ وَلَا إِلَهَ غَيْرُكَ

and remain silent thereafter. If the Imâm is reciting the Qurân, listen attentively to the recitation.

Women should recite *Sûrah Fâtihah* and a *sûrah* silently in every *salâh*. The recitation of the Qur'anic verses is called *qirâ'ah* (قراءة).

Do not move any part of the body unnecessarily. The more still one stands, the better it is. If one has to scratch anywhere out of necessity, use one hand only. However,



it is better to avoid such an act.

Do not place all the pressure on one leg only and leave the other leg free. Place equal pressure on both legs.

If one has to yawn, try to suppress it as much as possible.

The gaze should be on the place of *sajdah* in the standing position. Do not look around.

Once the recitation is complete, this heralds the end of the standing position, *qiyâm* (قيام).

### **Rukû (Bowing Down)**

Keep the following factors in mind when going into *rukû* (ركوع):

When one has completed the *qirâ'ah*, one should say, *الله أكبر* and go into *rukû*. Begin reciting *الله أكبر* when you start bowing down and complete the recital of *الله أكبر* when you reach the position of *rukû*.

Women should bow down slightly, just enough for the hands to touch the knees. Do not bend down so much that the back becomes completely straight like the males. Keep the fingers together and place them on the knee. Do not grasp the knees by spreading out the fingers as the males do. Bend the

knees slightly to the front and keep your elbows tucked into your sides.

Remain in the position of *rukû* for the minimum duration of reciting the following words three times with ease:

سُبْحَانَ رَبِّيَ الْعَظِيمِ

Translation:

"Pure are You, O my Sustainer, the great."

Keep your gaze on your feet while in *rukû*. Keep the feet close to each other.

### **Standing up from rukû**

Stand up completely straight when you rise from *rukû*. This posture is called *qaumah* (قومة). Your gaze must be on the place of *sajdah*. As you move into the standing position, recite:

سَمِعَ اللهُ لِمَنْ حَمِدَهُ

Translation:

"Allâh has heard the one who praised Him."

If you do not stand up properly and merely make a sign of standing up, it is not sufficient and your *salâh* will not be valid. Only after standing up erect, can you go down into *sajdah*. Recite the following words while standing:



رَبَّنَا وَلَكَ الْحَمْدُ

Translation:

"O. my Sustainer, praise is only for You."

One can also recite:

رَبَّنَا لَكَ الْحَمْدُ حَمْدًا كَثِيرًا طَيِّبًا مُبَارَكًا فِيهِ<sup>7</sup>

Translation:

"O my Sustainer, only You are worthy of excessive, excellent and blessed praises."

Or recite:

اَللّٰهُمَّ رَبَّنَا لَكَ الْحَمْدُ مِلْأَ السَّمَاوَاتِ وَمِلْأَ الْاَرْضِ  
وَمِلْأَ مَا شِئْتَ مِنْ بَعْدِ<sup>8</sup>

Translation:

"O, Allâh, my Sustainer, You are worthy of praises that fill the skies and the earth and whatever else You desire."

### Sajdah

Say **اَللّٰهُ اَكْبَرُ** and go into sajdah (سجدة). Begin reciting **اَللّٰهُ اَكْبَرُ** when you start going down and complete the recital of **اَللّٰهُ اَكْبَرُ** when you reach the position

<sup>7</sup> صحيح البخارى ج ١ ص ١١٠

sajdah. When going into sajdah, first place your knees on the ground, then your hands, then your nose and then your forehead. Both the forehead and the nose should touch the ground. The fingers and toes should face the Qiblah. Contract yourself completely by making your thighs touch your stomach, your arms should touch your sides and take your legs out to the right side. Keep your fingers in the direction of the Qiblah with your arms and elbows on the ground.

Recite the following words a minimum of three times:

سُبْحَانَ رَبِّيَ اَعْلَى

Translation:

"O my Sustainer, You are pure and most high."

One may read the above five, seven or more times. Then rise up from sajdah and sit down with ease. The sitting position is called *jalsah* (جلسة). It is sinful to go into the second sajdah without sitting up properly. One has to repeat the salâh if *jalsah* is not made. Sit on the left buttock, take the feet out to the right and keep the right thigh on the left thigh. The feet must be kept horizontally on the ground and not kept erect. Keep the hands on the thighs with the fingers close together. The gaze must be focussed on the lap. Sit for the duration of reciting at least once **سُبْحَانَ اللّٰهِ**. It is also permissible



to recite:

اَللّٰهُمَّ اغْفِرْ لِيْ وَارْحَمْنِيْ وَاجْعَلْ لِيْ وَاَهْدِنِيْ وَارْزُقْنِيْ

Translation:

"O Allâh, forgive me, have mercy on me, help me, guide me and sustain me."

Then prostrate for a second time (*sajdah*) by first placing the hands, then the nose and forehead. When rising up from *sajdah*, first raise the forehead, then the nose, then the hands and finally the knees.

Do not lean on the ground when rising. However, it is permissible to lean due to illness, old age or if your body is heavy. The end of the second *sajdah* heralds the end of the first *rak'at*.

### The Second Rak'at

After standing up from *sajdah*, recite Bismillâh, Sûrah Fâtihah and another sûrah or at least three verses of the Holy Qur'ân. Then complete the second *rak'at* as you have done in the first. After coming up from the second *sajdah*, sit as described

صحيح الترمذی ج ١ ص ٦٣ السعة النكستانية و حديث ٣٨٤ ص ١٦٦٦ دار السلام  
المرجع ابو داؤد وابن ماجة والحاكم وقال صحيح الاسناد ووافق الذهبي ٢٦٢/١ وكذلك  
صححه المعلقاني في شرحه على ابن ماجة ١٥١/٥

above for the *jalsah* position. If this is a two *raka'ât* *salâh*, this will be the final sitting position which is called *qa'dah akhîrah* (قعدة اخيرة).

Note that raising the hands to the ears, *thanâ* and *ta'awwuz* are not recited in the second or subsequent *raka'ât*.

### The Final Sitting (Qa'dah)

This is the same as *jalsah* as previously explained. Recite *At-Tahiyyât* as follows:

اَلْحَمْدُ لِلّٰهِ وَالصَّلٰوٰتُ وَالطَّيِّبٰتُ السَّلَامُ عَلَیْكَ اَیُّهَا النَّبِیُّ وَرَحْمَةُ اللّٰهِ وَبَرَكَاتُهُ السَّلَامُ  
عَلَیْنَا وَعَلٰی عِبَادِ اللّٰهِ الصَّالِحِیْنَ اَشْهَدُ اَنْ لَا اِلٰهَ اِلَّا اللّٰهُ وَاشْهَدُ اَنْ مُحَمَّدًا عَبْدُهُ وَرَسُولُهُ

Translation:

"All our oral, physical and monetary prayers are only for Allâh. Salutations to you, O Prophet, and Allâh's peace and His blessings be upon you. Blessings of Allâh be upon us and on all those worshippers who are pious. I testify that there is none to be worshipped but Allâh and I testify that Muhammad ﷺ is His worshipper and Messenger.

When one reaches the words, اَنْ لَا اِلٰهَ اِلَّا اللّٰهُ, raise the right index finger and place it down when saying, اِلَّا اللّٰهُ.

When raising the index finger, make a circle with the thumb and the middle finger. The two small fingers must be closed. The index finger must be



pointed towards the Qiblah and not completely straight skywards. When you lower the index finger, keep the other fingers as they were when you raised the index finger.

After reciting *At-Tahîyyât*, recite the following *salât* (*durûd*):

اللَّهُمَّ صَلِّ عَلَى مُحَمَّدٍ وَعَلَى آلِ مُحَمَّدٍ كَمَا صَلَّيْتَ عَلَى إِبْرَاهِيمَ وَعَلَى آلِ إِبْرَاهِيمَ إِنَّكَ  
حَمِيدٌ مَجِيدٌ اللَّهُمَّ بَارِكْ عَلَى مُحَمَّدٍ وَعَلَى آلِ مُحَمَّدٍ كَمَا بَارَكْتَ عَلَى إِبْرَاهِيمَ وَعَلَى آلِ  
إِبْرَاهِيمَ إِنَّكَ حَمِيدٌ مَجِيدٌ

Translation:

"O Allâh, send Your mercy on Muhammad ﷺ and on his family as You have sent Your mercy on Ibrâhîm عليه السلام and his family. No doubt, You are great and praiseworthy. O Allâh, send Your blessings on Muhammad ﷺ and on his family as You have blessed Ibrâhîm عليه السلام and his family. No doubt, You are great and praiseworthy."

Then recite the following *duâ*:

اللَّهُمَّ إِنِّي ظَلَمْتُ نَفْسِي ظُلْمًا كَثِيرًا وَلَا يَغْفِرُ الذُّنُوبَ إِلَّا أَنْتَ فَاعْفِرْ لِي مَغْفِرَةً مِنْ عِنْدِكَ  
إِنَّكَ أَنْتَ الْغَفُورُ الرَّحِيمُ

Translation:

"O Allâh, indeed I have wronged myself tremendously and no one forgives sins except You."

Therefore forgive me, forgiveness from Your side. Undoubtedly, You are most forgiving and merciful."

One can also read the following *du'â* or any other *du'â* contained in the Qur'ân and Ahâdîth:

رَبَّنَا آتِنَا فِي الدُّنْيَا حَسَنَةً وَفِي الْآخِرَةِ حَسَنَةً وَقِنَا عَذَابَ النَّارِ

Translation:

"O our Sustainer, grant us good in this world as well as the hereafter and save us from the punishment of the fire."

Then make *salâm* by saying:

السَّلَامُ عَلَيْكُمْ وَرَحْمَةُ اللَّهِ

Translation:

"Peace be upon you and the mercy of Allâh."

Say:

السَّلَامُ عَلَيْكُمْ

while facing the qiblah and then turn your face to the right while saying:

وَرَحْمَةُ اللَّهِ

Your gaze should be on your shoulder when you make *salâm*. Intend greeting the angels and pious



jinnns that are on your right. Then turn your head and bring it back to its normal position facing the Qiblah. Now turn to the left and make salâm while intending to greet the angels and pious jinnns on your left. Your salâm is now complete. This method of uttering the salâm is deduced from the ahâdith<sup>10</sup>.

It is preferable to make duâ after salâh. This is done by raising your hands chest height with the palms facing skywards. There should be a slight gap between the palms. Do not join them completely nor spread them very far apart.

If you are performing a three or four raka'ât salâh, stand up after reciting *At-Tahîyât* (أَتَحِيَّاتُ لِلَّهِ ...). The first sitting position is referred to as *qa'dah ûlâ* (تعدية الأولى). In this position, *salât* (*durûd*) and *du'â* are not recited.

If it is a fard salâh, recite only *bismillâh* and *Sûrah Fâtihah* and go into *rukû'*. Then complete the salâh as described above for a two raka'ât salâh.

<sup>10</sup> (الكيفية هذه من ابتدائه تلقاء الوجه وانتهائه في جانب اليمين) (معارف السراج ٣ ص ٣٥)  
 (الجمهور شرح المذهب لابي زكريا النووي (ج ٢ ص ١٤١) يتدلى السلام مستقل القبلة  
 (فيها ملتقى بحيث يكون تمام سلامه مع آخر الالتفات وفي المقتضى لايسر قداسة (ج ١ ص ٥٩٢) قال  
 (الغنى) يتدلى بقوله السلام عليكم الى القبلة ثم يلتفت قائلاً ورحمة الله عن يمينه ويساره لقول  
 (الله) كان صلى الله عليه وسلم تلقاء وجهه معاً ابتداء السلام ورحمة الله يكون في حال  
 التمام

If the salâh is not a fard salâh, then together with *Sûrah Fâtihah*, recite another sûrah in the third and fourth raka'ât before proceeding to *rukû'*.

### The Obligatory (Fard) Acts of Salâh

The following six acts are fard in salâh. If any of them are missed out, the salâh will be null and void, whether one leaves them out intentionally or unintentionally. The salâh will have to be repeated.

1. *Takbîre Tahrîmah* i.e. to say **الله أكبر** after making the *nîyyah*.
2. *Qiyâm* - to stand. One has to stand for the duration of the amount of *fard qirâ'ah*. Standing is obligatory for the *fard* and *witr* salâhs only. Standing for the two sunnah raka'ât of Fajr is also obligatory.<sup>11</sup>
3. *Qirâ'ah* - to recite any verse of the Holy Qur'ân. The condition is that the verse must constitute at least two words eg. **ثم نظر**. If the verse comprises only one word eg. **مدهامتان**, or one letter eg. **ص**, or two letters eg. **حم**, then the obligation will not be fulfilled. *Qirâ'ah* is obligatory in the two raka'ât of *fard* and all the raka'ât of *witr*, *sunnah* and *nafl*.
4. *Rukû'*. *Rukû'* is obligatory in every rakat of salâh.

<sup>11</sup> علم الفقه لمولانا عبد الشكور الكهنوي ج ٢ ص ٦٢



The minimum rukû' is that one should bend to the extent that the hands reach the knees.

5. The two *sajdahs*. Two *sajdahs* are *fard* in every rakat.
6. *Qa'dah Akhîrah* - the final sitting posture for the duration of *Tashah-hud*.

### **The Compulsory (Wâjib) Acts of Salâh**

The following constituents are wâjib in salâh. If any one of them is omitted, the error must be rectified by performing *sajdah sahw*. *Sajdah sahw* will be discussed later.

1. To begin the salâh by reciting the words *الله أكبر* in particular.
2. To recite *Sûrah Fâtihah*.
3. To recite *Sûrah Fâtihah* in the first two raka'ât of a *fard* salâh and in all the raka'ât of *witr* and *nafl* salâh.
4. To add at least three verses after *Sûrah Fâtihah*.
5. To recite *Sûrah Fâtihah* before another *sûrah*.
6. *Tartîb* - to fulfil the various constituent parts of salâh (the *fard* and wâjib acts) in their appropriate sequence as described in the section dealing with the method of performing salâh.
7. *Qa'dah Ūlâ* - to sit after every two raka'ât for the duration of *tashah-hud*.
8. To stand for the third rakat immediately after *tashah-hud* without any delay.
9. To recite *Tashah-hud* in every *qa'dah*.

10. To recite *Du'â-e-Qunût* in the third rakat of *witr* salâh.
11. *Qaumah* - to stand erect after performing rukû' and before going into *sajdah*.
12. To make *salâm* in order to exit from salâh.
13. *Ta'dîl* - to fulfil all the actions of salâh with ease without being hasty. If the salâh is performed without observing *ta'dîl*, the salâh, though valid, is rendered improper. *Sajdah sahw* is not performed for failing to observe *ta'dîl*.
14. To recite the extra takbîrs of *Eid Salâh*.
15. To recite the takbîr of rukû' in the second rakat of *Eid Salâh*.

All other acts of the salâh, besides the *fard* and wâjib constituents, are *sunnah* or *mustahab* factors. One should perform all such acts to attain the maximum reward of salâh as all these acts are meritorious. One should not omit them without any reason. However, no *sajdah sahw* is performed for omitting the *sunnah* and *mustahab* constituents.

### **Sajdah sahw**

*Sajdah sahw* is the performance of two additional *sajdahs* in order to compensate for the omission of a wâjib or any such defect. These *sajdahs* are only performed if the defect or error was committed by mistake. If the error was caused intentionally, *sajdah sahw* cannot be performed but the salâh will have to be repeated.



The method of performing sajdah sahw is that after reciting *tashah-hud* in the final sitting, one must read,

السَّلَامُ عَلَيْكُمْ وَرَحْمَةُ اللَّهِ

and turn the head to the right. After making one salâm, perform two sajdahs and complete the salâh as usual. Then recite *tashah-hud*, *salât (durûd)* and *du'â* and make salâm to complete the salâh.

### Factors which Nullify Salâh

1. Speech whether intentional or unintentional nullifies the salâh. Even saying 'ah' or 'oh' will nullify the salâh. Similarly, if by clearing the throat unnecessarily, a sound is emitted, the salâh will become null and void. Replying to the greeting of someone by saying,

وعليكم السلام

will also nullify the salâh.

2. Any action which does not form part of salâh, if carried out during salâh will nullify it eg. to walk, eat or drink.

3. If one's chest is turned away from the qiblah, the salâh is nullified.

4. Laughing aloud during salâh also nullifies the

salâh.

5. If a woman plaits her hair while offering salâh, her salâh becomes null and void.

### Factors which are Makrûh in Salâh

The following factors are makrûh in salâh. Although these acts do not nullify the salâh, they diminish the reward of the salâh.

1. To fiddle with one's clothing and hair.
2. To crack one's fingers.
3. To glance to the right or left.
4. To place the hands on the hips.
5. To perform salâh facing another person.
6. To perform salâh on pictures of animate objects or in the proximity of such pictures.
7. To lengthen the second rakat considerably more than the first one.
8. To specify a particular sûrah for a particular salâh.
9. To squat, sit on one's heels or to sit like a dog with the posterior on the ground and the knees raised up.
10. Voluntarily leaving out a sunnah.
11. To perform salâh in such clothing in which one does not go in front of people.
12. To lean on to something.
13. To perform salâh while one has the urge to go to toilet or to pass wind.
14. To perform salâh in someone else's property



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12. To lean on to something.
13. To perform salâh while one has the urge to go to toilet or to pass wind.
14. To perform salâh in someone else's property



without the owner's consent.

15. To perform salâh in a dirty place like a toilet.
16. To perform salâh on a public road or in the graveyard.
17. To perform salâh with a little impurity or in close proximity to impurity.
18. To count the verses of the Qur'ân or the tasbîh on one's fingers.
19. To rub off dust or sand from one's face if the sand or dust does not harm one.
20. To make sajdah only on the forehead when one has the ability to place the nose on the ground.
21. When one has the urge to eat, to perform salâh in the presence of the food.
22. To repeat the same sûrah in both the raka'ât of fard when one knows other sûrahs as well.
23. In the fard salâh, to recite the sûrahs contrary to the sequence of the Qur'ân.
24. To recite a sûrah in the fard salâh, omit the next sûrah and recite the following one eg. to recite *Sûrah Al-Fîl* in one rakat and to recite *Sûrah Al-Mâ'un* in the next one. This mas'alah applies to the short sûrahs only i.e. from *Sûrah Bayyinah* till the end.
25. To close the eyes unnecessarily.

## In Congregation

### Imâmat

It should be remembered that it is *makrûh* for

females-only congregation. However, if women do happen to perform salâh in congregation in which there are exclusively females, the female Imâm will stand among the women of the first saff in the centre of the saff as the following narration indicates:

<sup>12</sup> روى عن عائشة أنها أمت نساء فقامت وسطهن

Translation:

When Âishah رضي الله عنها made Imâmat of a female congregation, she stood among them at the centre.

Sheikh Abdur Razzâq (211 A.H)<sup>13</sup> رحمه الله quotes the following narration in his *Musannaf*:

<sup>14</sup> عن حجرة بنت حصين قالت أمتنا أم سلمة في صلاة العصر قامت بيننا

Translation:

Hujayrah Bint Husain رضي الله عنها reports that Ummu Salmah رضي الله عنها was their Imâm in Asr salâh and she stood amongst them.

<sup>12</sup> من طريق عبد الرزاق والدارقطني وغيرهما أنظر تلخيص الحبير ٤٢/٢ وقال النووي في الخلاصة سنه صحيح كذا في نصب الراية ٣١/٢ وأنظر المصنف لعبد الرزاق ج ٣ ص ١٤٠ المكتب الإسلامي بيروت.

<sup>13</sup> Dates after a personality's name refer to his date of birth and death according to the lunar calender. Where only one date is mentioned, it refers to the date of demise.

<sup>14</sup> أخرجه الدارقطني والشافعي وغيرهما كما في التلخيص الحبير ٤٢/٢ وقال النووي سنه صحيح كما في نصب الراية ٣١/٢.



### The Saffs

In a congregation of males and females, the males will occupy the front rows, followed by the children and then the females. Sheikh Abdur Razzâq (211 A.H) رحمه الله narrated the following hadîth in his *Musannaf*:

سأل رجل أنس بن مالك رضى الله عنه هل كن النساء يشهدن الصلاة مع رسول الله صلى الله عليه وسلم قال ايها الله ! اذا فلم قال رسول الله صلى الله عليه وسلم : خير صفوف النساء الصف المؤخر وشر صفوف النساء الصف المقدم وخير صفوف الرجال الصف المقدم وشر صفوف الرجال الصف المؤخر<sup>15</sup>

#### Translation:

A person asked Anas Ibn Mâlik رضي الله عنه whether the women attended the congregation with Rasûlullâh ﷺ. He replied in the affirmative and said that is the reason for which Rasûlullâh ﷺ mentioned, "The best saffs of the women are the last saffs and the worst saffs of the women are the front saffs. The best saffs of the males are the front saffs while the worst saffs of the males are the last saffs."

<sup>15</sup> الصف لعد الرقاق ج ٣ ص ١٤٨ وأخرجه الجماعة الا البخارى عن أنس بن مالك قال قال رسول الله صلى الله عليه وسلم خير صفوف الرجال أولها وشرها آخرها وخير صفوف النساء آخرها وشرها أولها. وانظر الاحاديث في هذا المعنى في نصب الراية ٣٦/٢

### Recitation

When one performs salâh behind the Imâm, one will not recite anything from the Qur'ân. Only the tasbîhs and du'âs will be recited. Allâh ﷻ says in the Holy Qur'ân:

واذا قرئ القرآن فاستمعوا له وأنصتوا لعلكم ترحمون<sup>16</sup>

#### Translation:

"When the Qur'ân is being recited, listen to it attentively and remain silent in order that you obtain mercy."

Imâm Muslim Ibn Hajjâj (261 A.H) رحمه الله has narrated the following words:

واذا قرأ فأنصتوا<sup>17</sup>

#### Translation:

Abû Mûsâ Ash'arî رضي الله عنه reports that Rasûlullâh ﷺ said, "When the Imâm recites, remain silent."

This hadîth explicitly indicates that when one is a muqtadî, one has to remain silent.

<sup>16</sup> سورة الأعراف ٢٠٤

<sup>17</sup> صحيح مسلم ج ١ ص ١٧٤ النسخة الباكستانية وحديث ٦٣ ص ٧٤٢ دار السلام



Translation:

Umme Salmah رضي الله عنها reports that Rasûlullâh صلى الله عليه وسلم used to wait for a little while after making salâm in order for the women to depart before the men (from the musjid).

عن أسماء بنت أبي بكر رضي الله عنها قالت سمعت رسول الله صلى الله عليه وسلم يقول من كان منكم يؤمن بالله واليوم الآخر فلا ترفع رأسها حتى يرفع الرجال رؤوسهم كراهية أن يرين من عورات الرجال<sup>20</sup>

Translation:

Asmâ Bint Abî Bakr رضي الله عنها reports that she heard Rasûlullâh صلى الله عليه وسلم saying, "Whoever from amongst you believe in Allâh and the Last Day, should not raise her head before the men have lifted their heads. This is in order that you do not see the *aurah* (private parts) of the men."

In those days, the men used to wear a sheet as a lower garment. During prostration, there was the possibility of their private parts being exposed from the rear. Therefore, the women were ordered to raise their heads from sajdah after the men.

<sup>20</sup> سنن أبي داود ص ١٢٣-١٢٤ حديث أسماء بنت أبي بكر قال المزني في تحفة الاشراف بعد ان ذكر له طريقا أخرى فيها وهم من أحد الرواة قال : والمخفوط حديث معمر يعني حديث أبي داود المذكور تحفة الاشراف ٢٥١/١١ وأما قول الحافظ المنذري بأن مولى أسماء مجهول فقد قال الحافظ في التقریب يحتمل أن يكون عبد الله بن كيسان وهو ثقة والله أعلم.

Imâm Abû Abdillâh Ibn Mâjah Al-Qazwîni (273 A.H) رحمه الله has narrated the following hadîth:

عن جابر رضي الله عنه قال قال رسول الله صلى الله عليه وسلم من كان له امام فقرأه الامام له قراءة<sup>18</sup>

Translation:

Jâbir رضي الله عنه reports that Rasûlullâh صلى الله عليه وسلم said, "Whoever has an Imâm, the recitation of the Imâm will suffice for him."

### Departing from the Musjid

It is makrûh for females to attend the congregation. However, if the congregation happens to have both males and females, the women must be allowed to depart first. Imâm Sulaimân Ibn Ash'ath Abî Dâwûd (275 A.H) رحمه الله has narrated the following hadîth in his *Sunan*:

أم سلمة رضي الله عنها قالت كان رسول الله صلى الله عليه وسلم إذا سلم مكث إذا كانوا يرون أن ذلك كيما ينفذ النساء قبل الرجال<sup>19</sup>

<sup>18</sup> إمامنا من حديث جابر هذا أخرجه عبد بن حميد واحمد بن منيع في مسنديهما وقال أبو بصير الشافعي في اتحاف المهرة: اسناد حديث جابر الاول على شرط الشيخين والثاني على شرط مسلم (الاتحاف للطبوع بمأمش المطالب العالية ٢/٤٥٠).  
<sup>19</sup> أبو داود ص ١٤٩ النسخة الباكستانية وحديث ١٠٤٠ ص ١٣٠٠ دار السلام وأخرجه البخاري والنسائي وابن ماجه.



Imâm Abû Abdillâh Ibn Mâjah Al-Qazwînî (273 A.H) رحمه الله has narrated the following hadîth:

عن جابر رضى الله عنه قال قال رسول الله صلى الله عليه وسلم من كان له امام فقرأه  
الامام له قراءة<sup>18</sup>

Translation:

Jâbir reports that Rasûlullâh ﷺ said, "Whoever has an Imâm, the recitation of the Imâm will suffice for him."

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ليلاً وكانوا يرون أن ذلك كيما ينفذ النساء قبل الرجال<sup>19</sup>

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وأخرجه البخاري والنسائي وابن ماجه.

Translation:

Umme Salmah reports that Rasûlullâh ﷺ used to wait for a little while after making salâm in order for the women to depart before the men (from the musjid).

عن أسماء بنت أبي بكر رضى الله عنها قالت سمعت رسول الله صلى الله عليه وسلم يقول  
من كان منكم يؤمن بالله واليوم الآخر فلا ترفع رأسها حتى يرفع الرجال رؤوسهم  
كراهية أن يرين من عورات الرجال<sup>20</sup>

Translation:

Asmâ Bint Abî Bakr reports that she heard Rasûlullâh ﷺ saying, "Whoever from amongst you believe in Allâh and the Last Day, should not raise her head before the men have lifted their heads. This is in order that you do not see the *aurah* (private parts) of the men."

In those days, the men used to wear a sheet as a lower garment. During prostration, there was the possibility of their private parts being exposed from the rear. Therefore, the women were ordered to raise their heads from sajdah after the men.

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### Perfume

Imâm Muslim (261 A.H) رحمه الله has narrated the following hadîth in his *Sahîh*:

عن زينب امرأة عبد الله بن مسعود رضى الله عنهما قالت قال لنا رسول الله صلى الله عليه وسلم إذا شهدت إحدىكن المسجد فلا تمس طيباً<sup>21</sup>

Translation:

Zaynab, the wife of Abdullah Ibn Mas'ûd ؓ said that Rasûlullâh ﷺ said, "When any of you (women) come to the masjid, do not apply any perfume."

Imâm Muslim (261 A.H) رحمه الله has also narrated the following hadîth:

عن ابن هريرة رضى الله عنهما قال قال رسول الله صلى الله عليه وسلم إنما امرأة أصابت بخوراً فلا تشهد معنا العشاء الآخرة<sup>22</sup>

Translation:

Abû Hurairah ؓ reports that Rasûlullâh ﷺ said, "Whichever woman applies fragrance should not

<sup>21</sup> صحيح مسلم و مشکوٰۃ المصابيح ج ١ ص ٣١٢ دار الفكر - بيروت و ص ٩٦ السبعة<sup>21</sup> الأكتانية

<sup>22</sup> صحيح مسلم و مشکوٰۃ المصابيح ج ١ ص ٣١٢ دار الفكر - بيروت و ص ٩٦ السبعة<sup>22</sup> الأكتانية

attend the Ishâ salâh with us."



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<sup>21</sup> صحيح مسلم و مشکوة المصابيح ج ١ ص ٣١٢ دار الفكر - بيروت و ص ٩٦ السخة  
الباكستانية

<sup>22</sup> صحيح مسلم و مشکوة المصابيح ج ١ ص ٣١٢ دار الفكر - بيروت و ص ٩٦ السخة  
الباكستانية

attend the Ishâ salâh with us."



## CHAPTER 2

### DIFFERENCES IN LAWS BETWEEN MALES AND FEMALES

The Sharī'ah has taken the physical differences of males and females into account, thereby differentiating in the postures of salâh. Just as there are differences in salâh, so too are there numerous differences in almost every aspect of worship. Hereunder we enumerate a few examples of the differences in laws between males and females.

#### Menstruation

Imâm Muhammad Ibn Ismâil Al-Bukhârî (256 A.H) رحمه الله has narrated the following hadîth:

عن معاذة أن امرأة قالت لعائشة رضى الله عنها أتجزئ إحدانا صلاتها إذا طهرت فقالت  
أحرورية أنت قد كنا نحيض مع النبي صلى الله عليه وسلم فلا يأمرنا به أو قالت فلا  
تفعله<sup>23</sup>

#### Translation:

Muâzah reports that a woman asked Âishah رضي الله عنها whether a woman should make qadâ (amends) of her salâh when she is purified from her menstruation. Âishah رضي الله عنها replied, "Are you a

<sup>23</sup> صحيح البخارى ص ٦٩ دار السلام و ص ٤٦ النسخة الباكستانية

Khârijî<sup>24</sup>? While we were with Rasûlullâh ﷺ, he did not command the menstruating women to make qadâ of their missed salâhs."

This hadîth indicates that a woman who menstruates does not perform salâh while she is menstruating and when her menstruation is complete, she does not have to make amends for her missed salâhs. This ruling applies only to woman. The menstruating women used to keep away from the Musallâ (Eid Gâh) as mentioned by Imâm Bukhârî<sup>25</sup> (رحمه الله):

فأما الحيض فيشهدن جماعة المسلمين ودعوتهم ويعتزلن مصلاهم

#### Translation:

Umme Atiyyah رضي الله عنها reports that the menstruating women attended the congregation of the Muslims and their du'â but kept away from their place of salâh.

#### Permission

If a woman wants to attend the masjid, she has to

<sup>24</sup> A deviated sect who lived in Harûrâ near Kufa and who regarded making qadâ compulsory after a woman is purified from her menses.

<sup>25</sup> صحيح البخارى ص دار السلام و ج ١ ص ١٢٤ النسخة الباكستانية



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تفعله<sup>23</sup>

Translation:

Mu'āzah reports that a woman asked Āishah رضي الله عنها whether a woman should make qadā (amends) of her salāh when she is purified from her menstruation. Āishah رضي الله عنها replied, "Are you a

<sup>23</sup> صحيح البخارى ص ٦٩ دار السلام و ص ٤٦ النسخة الباكستانية

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فأما الحيض فيشهدن جماعة المسلمين ودعوتهم ويعتزلن مصلاهم

Translation:

Umme Atiyyah رضي الله عنها reports that the menstruating women attended the congregation of the Muslims and their du'â but kept away from their place of salāh.

#### Permission

If a woman wants to attend the masjid, she has to

<sup>24</sup> A deviated sect who lived in Harûrâ near Kufa and who regarded making qadā compulsory after a woman is purified from her menses.

<sup>25</sup> صحيح البخارى ص دار السلام و ج ١ ص ١٣٤ النسخة الباكستانية



ask her husband for permission. Males have not been commanded to seek the permission of their spouses before attending the masjid.

Imâm Bukhârî (256 A.H) رحمه الله has narrated the following hadîth<sup>26</sup>:

عن سالم بن عبد الله عن أبيه عن النبي صلى الله عليه وسلم قال إذا استأذنت امرأة أحدكم فلا يمنعها

Translation:

Sâlim narrates from his father who reports that Rasûlullâh ﷺ said, "When any one of your wives seeks your permission, do not prohibit her."

### Azân

It is mentioned in *Musannaf Abdur Razzâq*<sup>27</sup>:

عن ابن عمر : ليس على النساء أذان

Translation:

<sup>26</sup> صحيح البخارى ص ١٧٣ دار السلام و ص ١٢٠ النسخة الباكستانية

<sup>27</sup> رواه البيهقي موقوفا بسند صحيح ومثله في التلخيص الحبير ج ١ ص ٢١١ وفي المصنف لعبد الرزاق ج ٢ ص ١٢٧ نقله الزيلعي من حديث أسماء مرفوعا من الكامل لابن عدى وضعفه ثم قال وهذا الحديث أنكره ابن الجوزي في التحقيق وقال هذا لا نعلمه مرفوعا إنما هو شيء يروى عن الحسن البصري وإبراهيم المعنى ورده الشيخ في "الإمام" والله أعلم.

"Abdullâh Ibn Umar ﷺ states that there is no azân upon women."

Ibrâhim Nakh'î (96A.H) رحمه الله a great Tâbi'î and faqîh (jurist) of Iraq who was also the teacher of Imâm Abû Hanîfah رحمه الله states that azân and iqâmah are not compulsory upon women.

### Clothing

As mentioned previously, a woman has to cover her entire body before she can perform salâh. However, the minimum requirement for males is from the navel to the knee.

### The Saff

In congregation, a woman has to stand behind the saff of the males and children.

Imâm Bukhârî (256 A.H) رحمه الله has narrated the following hadîth<sup>28</sup>:

عن أنس بن مالك رضى الله عنه قال صليت أنا ویتيم في بيتنا خلف النبي صلى الله عليه وسلم وأمي خلفنا أم سليم

Translation:

صحيح البخارى ج ١ ص ١٠١ النسخة الباكستانية و حديث ٧٢٧ ص ٥٨ دار السلام<sup>28</sup>



"Anas Ibn Mâlik ؓ says that he and an orphan performed salâh in their house behind Rasûlullâh ؐ while the mother of Anas ؓ, Ummu Sulaim ؓ stood behind them."

This hadith indicates that even if a woman is alone, she has to stand behind the saffs of the males and will not join the males in their saff.

### Prompting

The following hadîth is mentioned in Sahîh Bukhârî:

عن أبي هريرة رضي الله عنه عن النبي صلى الله عليه وسلم قال التصفيق للنساء والتسبيح للرجال<sup>29</sup>

Translation:

Abû Hurairah ؓ reports that Rasûlullâh ؐ said, "Clapping (of the palms) is for females and *tasbîh* (saying *subhânallâh*) is for males."

The jurists have interpreted this hadîth to mean that when an incident occurs in salâh eg. the Imâm errs, then the Muqtadîs (followers) should prompt him by either saying سبحان الله for males while females

<sup>29</sup> صحيح البخاري ص ٢٣٦ دار السلام - ج ١ ص ١٦٠ النسخة الباكستانية

should not make their voices heard. They can clap the inner side of the right palm on the back of the left palm.

### The Voice

It is stated in *I'lâ-us-Sunan*:

والمرأة مستثناة من ذلك (الجهر بالتكبير) فإنها لا يجوز لها رفع صوتها<sup>30</sup>

Translation:

"It is not permissible for a woman to raise her voice in salâh."

### Jumu'ah

Imâm Abû Dâwûd (275 A.H) رحمه الله has narrated the following hadîth:

عن طارق بن شهاب رضي الله عنه قال قال رسول الله صلى الله عليه وسلم الجمعة حق واجب على كل مسلم في جماعة الا على أربعة عبد مملوك أو امرأة أو صبي أو مريض<sup>31</sup>

<sup>30</sup> اعلاء السنن ج ٢ ص ١٥٩

<sup>31</sup> سنن أبي داود ص ١٥٣ هذا الحديث قال النووي عنه في الخلاصة عن قول أبي داود طارق رأى النبي صلى الله عليه وسلم ولم يسمع منه قال هذا غير قادم في الصحة فانه يكون مرسل صحابي وهو حجة والحديث على شرط الصحيحين وقال البيهقي في سننه ١٨٣/٣ : هذا الحديث وان كان فيه ارسال فهو مرسل جيد وطارق من كبار التابعين ومن رأى النبي صلى الله عليه وسلم وان لم يسمع منه ولحديثه شواهد.



different.<sup>33</sup>

### Following the Janâzah

Imâm Bukhârî (256 A.H) رحمه الله narrates the following hadîth:

عن أم عطية أنها قالت فُهِينَا عَنْ اتِّبَاعِ الْجَنَازَةِ وَلَمْ يُعْزَمْ عَلَيْنَا<sup>34</sup>

Translation:

Umme Atiyyah ؓ said, "We were prohibited from following the janâzah and this order was not emphasized upon us."

The jurists have concluded from this hadîth that it is *makrûh tanzîhî* for females to follow the janâzah.

### Hajj

Hajj is obligatory on both males and females but females have an added condition of travelling with the husband or a mahram. Imâm Abû Dâwûd (275 A.H) رحمه الله narrates the following hadîth:

عن أبي هريرة رضي الله عنه قال قال رسول الله صلى الله عليه وسلم لا يحل لامرأة مسلمة

<sup>33</sup> انظر صحيح البخاري ص ٢٤٧-٢٤٨ دار السلام و ص ١٦٨ النسخة الباكستانية.

<sup>34</sup> صحيح البخاري ص ٢٥١ دار السلام و ج ١ ص ١٧٠ النسخة الباكستانية.

Translation:

Târiq Ibn Shihâb ؓ reports that Rasûlullâh ؓ said, "Jumu'ah is compulsory on every Muslim with congregation except on four people: a slave, a woman, a child and a sick person."

Imâm Abû Dâwûd (275 A.H) رحمه الله also narrates the following hadîth:

روى رواية أم عطية رضي الله عنها ولا جمعة علينا ونهانا عن اتباع الجنائز<sup>32</sup>

Translation:

In the narration of Umme Atiyyah ؓ, it is mentioned that Rasûlullâh ؓ said that Jumu'ah is not obligatory upon women and he prohibited us from following the janâzah.

### Kafn

The kafn of a woman differs considerably from that of a man. The way her hair is plaited is also

انظر نصب الراية ١٩٦/٢ وتلخيص الخبير ٦٥/٣ ومع ذلك فقد أخرج الحاكم موصولا وقال الحافظ صحيحه غير واحد.

سأن داود حديث ١١٣٩ ص ١٣٠٧ دار السلام و ص ١٦٢ النسخة الباكستانية . سكت عليه<sup>32</sup> الشري وابن القيم ونقله الحافظ في الفتح باب اتباع النساء الجنائز وعزاه الى الطبراني وسكت عليه وكذلك في تلخيص الخبير ٦٥/٢ وعزاه الى ابن خزيمة في صحيحه ولم أجده في المطبوع والله أعلم.



تسافر مسيرة ليلة إلا ومعها رجل ذو حرمة منها<sup>35</sup>

#### Translation:

Abû Hurairah رضي الله عنه reports that Rasûlullâh صلى الله عليه وسلم said, "It is not permissible for a Muslim woman to travel the distance of a day's journey without a mahram male."

Imâm Abû Dâwûd (275 A.H) رحمته الله also narrates the following hadîth:

عن أبي سعيد رضي الله عنه قال قال رسول الله صلى الله عليه وسلم: لا يحل لامرأة تؤمن بالله واليوم الآخر أن تسافر سفرا فوق ثلاثة أيام فصاعدا إلا ومعها أبوها أو أخوها أو زوجها أو ابنها أو ذو محرم منها<sup>36</sup>

#### Translation:

Abû Sa'îd رضي الله عنه reports that Rasûlullâh صلى الله عليه وسلم said, "It is not permissible for a woman who believes in Allâh and the last day to travel for three days or more without her father, brother, husband, son or mahram."

<sup>35</sup> سنن أبي داود ج ٢ ص ١٤٠ المكتبة العصرية بيروت وأخرجه مسلم والترمذي كذا في تحفة الأشراف وعزاه المنذرى إلى البخاري في المختصر.

<sup>36</sup> سنن أبي داود ج ٢ ص ١٤٠ المكتبة العصرية بيروت قال للمنذرى في المختصر: أخرجه مسلم والترمذي وابن ماجه وأخرجه البخاري ومسلم من حديث قزعة بن يحيى عن أبي سعيد بنحوه.

### Ihrâm of a Woman

The ihrâm of a male differs considerably from that of a female eg. a male cannot wear sewn clothing while a female can. A woman does not shave her head to come out of ihrâm. Males have to shave the head after coming out of ihrâm. Imâm Abû Dâwûd رحمته الله narrates the following hadîth:

عن ابن عباس رضي الله عنه أن رسول الله صلى الله عليه وسلم قال ليس على النساء حلق إنما على النساء التقصير<sup>37</sup>

#### Translation:

Ibn Abbâs رضي الله عنه reports that Rasûlullâh صلى الله عليه وسلم said, "Women do not shave their heads completely; they only trim their hair."

### Divorce

Nikâh is consummated by both males and females, but only the male has the right to issue a *talâq* (divorce). Imâm Ibn Mâjah (273 A.H) رحمته الله narrates the following hadîth<sup>38</sup>:

<sup>37</sup> سنن أبي داود ج ٢ ص ١٤٠ المكتبة العصرية بيروت قتال الحافظ في التلخيص ٢٦١/٢: رواه أبو داود والدارقطني والطبراني من حديث ابن عباس وقواه أبو حاتم في العلل والبخاري في التاريخ وأعله ابن القطان ورد عليه ابن المواق فأصاب.

<sup>38</sup> سنن ابن ماجه ج ١ ص ٦٧٢ دار الفكر - بيروت



انما الطلاق من أخذ بالساق

Translation:

"Talâq (issuing a divorce) is only the prerogative of the male."

### **Polygamy**

A male has the prerogative of marrying four women while a female can marry only one male. Allâh ﷻ says in the Holy Qur'ân:

<sup>39</sup> فانكحوا ما طاب لكم من النساء مثنى وثلاث ورباع

Translation:

"Marry women who please you whether two, three or four."

### **The Ghair Muqallids**

The Ghair Muqallids, who claim that there are no differences in the salâh of males and females, themselves differentiate between the sexes.

Hereunder follow some examples:

1. In their musjids, the males are appointed as Imâms but no musjid of theirs has a female as an Imâm.
2. Males are always muazzins in their musjids and

<sup>39</sup> سورة النساء آية ٣

never a female.

3. The Iqâmah is only called out by males. Females are never given this task.

4. The males always stand in the front saffs. The females are made to stand in the rear.

5. Most of their males perform salâh bare-headed. The females however, do not discard their scarves or burqâs.

6. Most of their males leave their elbows and shins exposed in salâh. However, their females do not perform salâh in this manner.

7. The females cover their whole bodies in salâh; not the males.

8. The males stand with their feet wide apart while the women do not do this.

It will be the height of immodesty to see women standing with their feet wide apart in salâh.



## CHAPTER 3

## PROOFS FROM THE AHÂDÎTH

Imâm Ahmad Ibnul Husain Al-Bayhaqî (458 A.H) رحمه الله has mentioned a principle which is the basis of the differences found in the salâh of males and females. He says,

إجماع ما يفارق المرأة فيه الرجل من أحكام الصلاة راجع الى الستر وهو أنها مأمورة بكل ما كان أستر لها والأبواب التي تلى هذه تكشف عن معناه<sup>40</sup>

## Translation:

"The separating factor between the laws of salâh of males and females is that of concealment. A woman is commanded to do all those actions which are more concealing for her. The succeeding chapters will reveal this distinguishing factor."

## Clothing

Imâm Bayhaqî (458 A.H) رحمه الله narrates the following hadîth:

عن عائشة رضي الله عنها عن النبي صلى الله عليه وسلم أنه قال لا تقبل صلاة حائض الا

<sup>40</sup> السنن الكبرى للبيهقي ج ٢ ص ٢٢٢

بخمار<sup>41</sup>

## Translation:

Âishah ؓ reports that Rasûlullâh ﷺ said, "The salâh of a woman is not accepted unless she wears a veil."

Imâm Abû Bakr Ibn Abî Shaybah (235 A.H) رحمه الله narrates:

عن مجاهد إذا امرأة لم تغط شعرها لم تقبل لها صلاة<sup>42</sup>

## Translation:

Mujâhid (104 A.H) رحمه الله reports that whichever woman does not cover her hair, her salâh will not be accepted.

It is reported in the *Musannaf* of Ibn Abî Shaybah رحمه الله (235 A.H):

عن عائشة رضي الله عنها أنها سئلت عن الخمار فقالت إنما الخمار ما وارى البشرة والشعر<sup>43</sup>

## Translation:

Âishah ؓ was asked about the khimâr. She replied that the khimâr was a veil that concealed the skin and the hair.

البيهقي ج ٢ ص ٢٢٢ قال الحافظ في تلويغ المرام: رواه الخمسة الا النسائي وصححه ابن

عزيم

<sup>42</sup> المصنف لابن أبي شيبة ج ١ ص ٢٣٠

<sup>43</sup> المصنف لابن أبي شيبة ج ٢ ص ٢٣٥



Imâm Abû Dâwûd (275 A.H) رحمه الله has related a similar hadîth from Umme Salmah ؓ in which a khimâr and a long cloak have been mentioned.<sup>44</sup>

### **Raising the hands**

Hâfiz Nûrud-dîn Haythamî (807 A.H.) رحمه الله states:

عن رائل بن حجر رضى الله عنه قال قال رسول الله صلى الله عليه وسلم يا ابن حجر اذا ملئت فاجعل يديك حذاء أذنيك والمرأة تجعل يديها حذاء نديها<sup>45</sup>

Translation:

Wâil Ibn Hujr ؓ states that Rasululah ﷺ said to him, "O Ibn Hujr, when you perform salâh, raise your hands till your ears while a woman should raise her hands till her chest."

Imâm Abû Bakr Ibn Abî Shaybah (235 A.H) رحمه الله narrates:

عن عبد ربه بن زيتون قال رأيت أم الدرداء ترفع كفيها حذو منكبيها حين تفتتح

<sup>44</sup> سنن أبى داود ص ٩٤ نسخة الباكستانية وحديث ٦٤٠ ص ١٢٧٠ دار السلام. قال  
الحافظ في تلخيص المرام: أخرجه أبو داود وصححه الأئمة وقفه.  
<sup>45</sup> مجمع الزوائد ج ٢ ص ١٠٣ دار الريان - القاهرة. إعلال - ٢ - ١٨٦

الصلاة<sup>46</sup>

Translation:

"Abde Rabbih Ibn Zaytûn said that he saw Ummud-Dardâ raising her hands parallel to her shoulders when beginning salâh."

Imâm Abû Bakr Ibn Abî Shaybah (235 A.H) رحمه الله has also narrated the following tradition:

عن عطاء أنه سئل عن المرأة كيف ترفع يديها في الصلاة قال حذو نديها<sup>47</sup>

Translation:

Atâ رحمه الله (a Tâbi'î), was asked how a woman should raise her hands in salâh. He replied that she should raise them till her breast.

Based at the headquarters of Islam, Makkah Mukarramah, Atâ رحمه الله used to issue this fatwâ (legal verdict).

Imâm Abû Bakr Ibn Abî Shaybah (235 A.H) رحمه الله narrates:

عن حماد أنه كان يقول في المرأة اذا استفتحت الصلاة ترفع يديها الى نديها<sup>48</sup>

<sup>46</sup> المصنف لابن أبي شيبة ج ١ ص ٢٣٩ إدارة القرآن - كراتشي - باكستان

<sup>47</sup> أيضا

<sup>48</sup> أيضا



Imâm Abû Dâwûd (275 A.H) رحمه الله has related a similar hadîth from Umme Salmah ؓ in which a khimâr and a long cloak have been mentioned.<sup>44</sup>

### **Raising the hands**

Hâfiz Nûrud-dîn Haythamî (807 A.H.) رحمه الله states:

عن وائل بن حجر رضى الله عنه قال قال رسول الله صلى الله عليه وسلم يا ابن حجر اذا  
بلبت فاجعل يديك حذاء أذنيك والمرأة تجعل يديها حذاء نديها<sup>45</sup>

Translation:

Wâil Ibn Hujr ؓ states that Rasululah ﷺ said to him, "O Ibn Hujr, when you perform salâh, raise your hands till your ears while a woman should raise her hands till her chest."

Imâm Abû Bakr Ibn Abî Shaybah (235 A.H) رحمه الله narrates:

عن عبد ربه بن زبون قال رأيت أم الدرداء ترفع كفيها حذو منكبيها حين تفتح

<sup>44</sup> سنن أبي داود ص ٩٤ نسخة الباكستانية وحديث ٦٤٠ ص ١٢٧٠ دار السلام. قال  
المحقق في بلوغ المرام: أخرجه أبو داود وصححه الأئمة وقف.  
<sup>45</sup> مجمع الروايات ج ٢ ص ١٠٢ دار الريان - القاهرة ١٤٠٠ هـ - ٢٠١٩ م.

الصلاة<sup>46</sup>

Translation:

"Abde Rabbih Ibn Zaytûn said that he saw Ummud-Dardâ raising her hands parallel to her shoulders when beginning salâh."

Imâm Abû Bakr Ibn Abî Shaybah (235 A.H) رحمه الله has also narrated the following tradition:

عن عطاء أنه سئل عن المرأة كيف ترفع يديها في الصلاة قال حذو نديها<sup>47</sup>

Translation:

Atâ رحمه الله (a Tâbi'î), was asked how a woman should raise her hands in salâh. He replied that she should raise them till her breast.

Based at the headquarters of Islam, Makkah Mukarramah, Atâ رحمه الله used to issue this fatwâ (legal verdict).

Imâm Abû Bakr Ibn Abî Shaybah (235 A.H) رحمه الله narrates:

عن حماد أنه كان يقول في المرأة اذا استفتحت الصلاة ترفع يديها الى نديها<sup>48</sup>

<sup>46</sup> المصنف لابن أبي شيبة ج ١ ص ٢٣٩ إدارة القرآن - كراتشي - باكستان

<sup>47</sup> أيضا

<sup>48</sup> أيضا



Translation:

"Hammâd Ibn Salmah Al-Basrî (91-167 A.H) رحمہ اللہ used to say that a woman should raise her hands parallel to her breast when beginning salâh."

Hammâd (167 A.H) رحمہ اللہ was based in the centre of Islam, Kûfa, where he used to issue the fatwâ according to the above-mentioned hadith.

The narration of Ibn Juraij رحمہ اللہ has been mentioned as follows:

عن ابن جريج قال قلت لعطاء تشير المرأة يديها بالتكبير كالرجل قال لا ترفع بذلك يديها كالرجل وأشار فخفض يديه جدا وجمعهما اليه جدا وقال ان للمرأة هيئة ليست للرجل وان تركت ذلك فلا حرج<sup>49</sup>

Translation:

(The teacher of Imâm Bukhârî رحمہ اللہ, Abû Bakr Ibn Abî Shaybah [235 A.H] رحمہ اللہ narrates that) Ibn Juraij رحمہ اللہ asked Atâ رحمہ اللہ whether a woman should gesture with her hands like a male when making takbîr. Atâ replied that she should not raise her hands like a male. Then he practically indicated with his hands how it should be done by lowering his hands and drawing them very close to his body. Then he said, "In the raising of the hands, a woman

<sup>49</sup> أيضا

is unlike a man. And if she leaves that, there is no harm."

The Muslim Ummah continued this practice over the centuries. Imâm Zuhri رحمہ اللہ used to issue the same fatwâ in Madînah Munawwarah. In view of these narrations, the Fuqahâ have issued the following ruling as mentioned in the authentic work of Allâmah Burhânud-Dîn Al Marghînânî (593 A.H.) رحمہ اللہ, namely *Al-Hidâyah*:

والمرأة ترفع يديها حذاء منكبيها هو الصحيح لأنه أستر لها<sup>50</sup>

Translation:

"A woman should raise her hands till her shoulders. This is the correct view because there is more concealment in this posture for her."

During this era of virtue, not a single individual objected to this practice because there were no Ghair Muqallids present at that time.

This is the only time the hands will be raised. Thereafter, before rukû', after rukû' etc. the hands will not be raised. Alqamah has narrated the following hadîth in this regard:

قال عبد الله بن مسعود رضى الله عنه الا أصلى بكم صلاة رسول الله صلى الله عليه

الهداية ج ١ ص ٥٠ دار الكتب العلمية - بيروت<sup>50</sup>



Translation:

"Hammâd Ibn Salmah Al-Basrî (91-167 A.H) رحمہ اللہ used to say that a woman should raise her hands parallel to her breast when beginning salâh."

Hammâd (167 A.H) رحمہ اللہ was based in the centre of Islam, Kûfa, where he used to issue the fatwâ according to the above-mentioned hadith.

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لرجل وان تركت ذلك فلا حرج<sup>49</sup>

Translation:

(The teacher of Imâm Bukhârî رحمہ اللہ, Abû Bakr Ibn Abî Shaybah [235 A.H] رحمہ اللہ narrates that) Ibn Juraij رحمہ اللہ asked Atâ رحمہ اللہ whether a woman should gesture with her hands like a male when making takbîr. Atâ replied that she should not raise her hands like a male. Then he practically indicated with his hands how it should be done by lowering his hands and drawing them very close to his body. Then he said, "In the raising of the hands, a woman

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والمرأة ترفع يديها حذاء منكبيها هو الصحيح لأنه أستر لها<sup>50</sup>

Translation:

"A woman should raise her hands till her shoulders. This is the correct view because there is more concealment in this posture for her."

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This is the only time the hands will be raised. Thereafter, before rukû', after rukû' etc. the hands will not be raised. Alqamah has narrated the following hadîth in this regard:

قال عبد الله بن مسعود رضى الله عنه الا أصلى بكم صلاة رسول الله صلى الله عليه

الهداية ج ١ ص ٥٠ دار الكتب العلمية - بيروت<sup>50</sup>



رسلم فصلى فلم يرفع يديه الا في أول مرة<sup>51</sup>

Translation:

'Abdullâh Ibn Mas'ûd ؓ states, "Should I not perform the salâh of Rasûlullâh ؓ for you?" Then he performed salâh and did not raise his hands except in the beginning.'

### Placing the Hands

The erudite scholar, Allâmah Abdul Hayy Luckhnowî (1264-1304 A.H) (رحمه الله) writes:

اتفقوا على أن السنة لمن وضع اليدين على الصدر لأنه أستر لها<sup>52</sup>

Translation:

"As for women, the jurists are unanimous that it is sunnah for them to place their hands on their bosoms."

There is *ijmâ* (consensus of opinion) on this mas'alah. According to the Qur'ân and Hadîth, the one who opposes *ijmâ* is destined to hell. According to the Hadîth, the one who cuts himself off from *ijmâ* is a satan.

It is regrettable that the Ghair Muqallidîn males perform salâh just like the females (with their

<sup>51</sup> جامع الترمذى ج ١ ص ٥٩ النسخة الباكستانية و حديث ٢٥٧ ص ١٦٦٣ دار السلام

<sup>52</sup> السعابة ج ٢ ص ١٥٦

hands on their chests etc.). In a certain town, there were no Ghair Muqallids. A Ghair Muqallid happened to perform salâh there. Observing him perform salâh in this new style, two men began commenting. The one said it is very strange that Allâh has made this person a male but he is performing the salâh of women. The second person remarked that he must have learnt how to perform salâh from his wife and is therefore following her instructions.<sup>53</sup>

### Sajdah

Imâm Abû Dâwûd (275 A.H.) رحمه الله has narrated the following hadîth in his *Marâsîl*:

عن يزيد بن أبى حبيب رضى الله عنه أن رسول الله صلى الله عليه وسلم مر على امرأتين تصليان فقال إذا سجدتما فضا بعض اللحم إلى الأرض فإن المرأة ليست في ذلك

كالرجل<sup>54</sup>

Translation:

Yazîd Ibn Abî Habîb states that Rasûlullâh ؓ passed by two women who were performing their salâh. He said to them, "When you prostrate (go into sajdah), then make parts of your body touch the ground because a woman is unlike a man in

<sup>53</sup> مجموعه رسائل للشيخ محمد أمين صفدر

<sup>54</sup> مراسيل أبي داود ص ١١٨ موسوعة الرسالة و ص ٨ النسخة الباكستانية ومثله في السنن الكبرى للبيهقي ج ٢ ص ٢٢٣ نشر السنة - ملان - باكستان



these aspects."

Imâm Bayhaqî (458 A.H) رحمه الله narrates the following hadîth:

عن عبد الله بن عمر رضي الله عنهما قال قال رسول الله صلى الله عليه وسلم إذا جلست المرأة في الصلاة وضعت فخذهما على فخذهما الأخرى وإذا سجدت ألصقت بطنها في فخذهما كاستر ما يكون لها وإن الله تعالى ينظر إليها ويقول يا ملائكتي أشهدكم أني قد غفرت لها<sup>55</sup>

Translation:

Abdullâh Ibn Umar ؓ reports that Rasûlullâh ﷺ said, "When a woman sits during salâh, she should place her one thigh over the other and when she prostrates (goes into sajdah), she must attach her stomach to her thighs (i.e. her stomach and thighs must touch) so that it is more concealing for her. Indeed Allâh ﷻ looks at her and tells the angels, "O My angels, bear witness that I have forgiven her."

The following narration appears in *As-Sunanul Kubrâ*:

عن أبي سعيد الخدري رضي الله عنه صاحب رسول الله صلى الله عليه وسلم عن رسول الله صلى الله عليه وسلم أنه قال خير صفوف الرجال الصف الأول وكان يأمر الرجال أن

<sup>55</sup> السنن الكبرى للبيهقي ج ٢ ص ٢٢٣ نشر السنة، ملتان، باكستان. مر الكلام عليه في الحديث الماضي وسيأتي في الحديث الآتي.

يتحافوا في سجودهم ويأمر النساء يتخفطن في سجودهن وكان يأمر الرجال أن يفرشوا اليسرى وينصبوا اليمنى في التشهد ويأمر النساء أن يتربعن وقال يا معشر النساء لا ترفعن أبصاركن في صلاتكن تنظرن إلى عورات الرجال<sup>56</sup>

Translation:

Abû Saîd Khudrî ؓ says that Rasûlullâh ﷺ said, "The best saff for the men is the front saff while the best saff for the women is the last saff. He used to command the men to completely stretch out when performing sajdah while he ordered the women to completely contract during the sajdah. He used to command the men to lay down the left foot and make the right foot upright during tashah-hud. And he used to order the women to practise *tarabbu'* (to sit cross legged) and he said, "O women, do not raise your glances in salâh in order to look at the *satr* of the males.

Imâm Abû Bakr Ibn Abî Shaybah (235 A.H) رحمه الله quotes the following statement of Alî ؓ:

عن علي رضي الله عنه قال إذا صلت المرأة فلتحتفز ولتضم فخذيها<sup>57</sup>

السنن الكبرى للبيهقي ج ٢ ص ٢٢٣-٢٢٢ قال البيهقي رحمه الله: وقد روى فيه حديثان ضعيفان لا يحتج بأمثالهما أحدهما هذا الحديث والثاني الحديث السابق.

المصنف لا يبرأ من شيء ج ١ ص ٢٧٠ أثر على أثر واحد وإنما تعدد محروجه فقد أخرجه عبد الرزاق من طريق إسرائيل عن أبي إسحاق عن الحارث عن علي وأخرجه ابن أبي شيبة عن أبي الأحوص عن أبي إسحاق وأخرجه البيهقي من طريق أبي الأحوص بالسند المذكور.



## Translation:

It is reported that Alî عليه السلام said, "When a woman performs salâh, she must practise *ih.tifâz*<sup>58</sup> and keep her thighs close together."

Imâm Abdur Razzâq (211 A.H) رحمه الله has quoted the following hadîth in his *Musannaf*:

عن علي قال إذا سجدت المرأة فلتحتفز وتلتصق فخذيتها ببطنها<sup>59</sup>

## Translation:

Alî عليه السلام says, "When a woman prostrates, she must practise *ih.tifâz* and keep her thighs close to her stomach."

The following narration has been quoted by Imâm Bayhaqî (458 A.H) رحمه الله:

قال علي رضي الله عنه إذا سجدت المرأة فلتضم فخذيتها<sup>60</sup>

## Translation:

"Alî عليه السلام said that when a woman performs sajdah, she must keep her thighs close together."

<sup>58</sup> *Ihtifâz*: to lean on one side and rest on the posterior. See

لغات الحديث ج ١ ص ٩٨ - كراتشي - باكستان

<sup>59</sup> المصنف لعبد الرزاق ج ٣ ص ١٣٨

<sup>60</sup> السنن الكبرى للبيهقي ج ٢ ص ٢٢٢

The following narration appears in *Kanzul Ummâl*:

عن ابن عمر رضي الله عنهما قال وإذا سجدت ألصقت بطنها بفخذها كأستر ما يكون لها<sup>61</sup>

## Translation:

"Ibn Umar عليه السلام states that when a woman prostrates, she must let her stomach touch her thighs in order to make herself completely concealed."

Imâm Abû Bakr Ibn Abî Shaybah (235 A.H) رحمه الله narrates the following statement:

عن ابراهيم<sup>62</sup> قال إذا سجدت المرأة فلتزق بطنها بفخذها ولا ترفع عجزها ولا تحافى كما يحافى الرجل<sup>63</sup>

## Translation:

"Ibrâhîm رحمه الله says that when a woman prostrates, she should join her thighs to her stomach without raising her posterior and without stretching her limbs out like a male."

The following words have been narrated by

<sup>61</sup> كثر العمال ج ٤ ص ١١٧

<sup>62</sup> وق كتاب الآثار لامام محمد الشيبان مع تعليق الشيخ أبو الوفاء الأقفان (ج ١ ص ٦٠٧ -

٦٠٨) : فانظر أقوال الامام النخعي التي رويت عنه وكذا عن غيره مضطربة متضادة فيما بينها بعضها يؤيد مذهبنا وبعضها يخالفه. دار الكتب العلمية.

<sup>63</sup> المصنف لابن أبي شيبة ج ١ ص ٢٧٠



Ibrâhîm Nakha'î رحمه الله:

عن ابراهيم قال إذا سجدت المرأة فلتضم فخذيها وتضع بطنها عليها<sup>64</sup>

Translation:

"Ibrâhîm رحمه الله said that when a woman prostrates, she must draw her thighs inwards and place her stomach on them."

The following narration has been reported by Imâm Mujâhid (104 A.H) رحمه الله:

عن مجاهد أنه كان يكره أن يضع الرجل بطنه على فخذه إذا سجد كما تضع المرأة<sup>65</sup>

Translation:

"Mujâhid used to dislike that a man attach his stomach to his thighs in prostration as a woman does."

Hasan Basrî رحمه الله is quoted as follows:

عن هشام عن الحسن قال المرأة تضطم في السجود<sup>66</sup>

Translation:

"Hishâm reports from Hasan who says that a

<sup>64</sup> أيضا

<sup>65</sup> أيضا

<sup>66</sup> أيضا

woman should draw herself closely together in sajdah."

Imâm Abdur Razzâq (211 A.H) رحمه الله narrates as follows:

عن ابراهيم قال كانت تومر المرأة أن تضع ذراعها وبطنها على فخذيها إذا سجدت ولا تتجافى كما يتجافى الرجل لكي لا ترفع عجزها<sup>67</sup>

Translation:

"Ibrâhîm رحمه الله says, "A woman used to be commanded to place her arm and her stomach on her thigh when she goes into sajdah and not to spread her limbs out as a male does so that her buttocks are not raised."

Allâmah Abul Qâsim Al-Harawî (224 A.H) رحمه الله narrates:

حديث على: إذا صلى الرجل فليخو وإذا صلت المرأة فلتحتفز أى تضام إذا جلست وإذا سجدت<sup>68</sup>

Translation:

"...When a woman performs salâh, she must contract herself when sitting and prostrating."

Allâmah Muhammad Tâhir Al-Gujrâtî (986 A.H)

<sup>67</sup> المصنف لعبد الرزاق ج ٣ ص ١٣٨

<sup>68</sup> غريب الحديث ج ٢ ص ٣٠٥ - دار الكتب العلمية - بيروت



صلى الله عليه وسلم قال كن يتربعن ثم أمرن أن يحتفزن<sup>71</sup>

Translation:

"Abdullâh Ibn Umar رضي الله عنه was asked how the women performed their salâh during the era of Rasûlullâh ﷺ. He replied that initially they performed *tarabbu'*. Then they were ordered to draw themselves close together and lean onto one side by resting on their left buttocks and completely contracting themselves."

*Tarabbu'* is to sit cross-legged. This narration indicates that initially the women sat in the position of *tarabbu'* but this command was later abrogated and they were then ordered to draw themselves close together and lean onto one side by resting on their left buttocks and completely contracting themselves.

Sheikh Abul Wafâ Afghânî رحمته الله writes:

وهذا أقوى وأحسن ما روى في هذا الباب ولذا احتج به امامنا وجعله مذهبه وأخذ به.<sup>72</sup>

جامع المسانيد ج ١ ص ٤٠٠ دار البار - مكة المكرمة<sup>71</sup>

وقال الشيخ ظفر أحمد عثمان: وبه يظهر لكل من له مسكة أن مسانيد الامام معمرة معتمدة عكف عليها الحفاظ وأنك عليها المحدثون شرحا واختصارا وجمعا وترتيا وريادة واحتاجا واستدلالات - اعلاء المسج ج ٣ ص ٢٤.

تعليق الشيخ أبو الوفاء الأفغانى على كتاب الآثار للامام محمد الشيبان ج ١ ص ٦٠٨ دار<sup>72</sup>

narrates: رحمته الله

وحديث على: اذا صلت المرأة فلتحتفز اذا جلست واذا سجدت ولا تحوى أى تتضام

وتجتمع<sup>69</sup>

Translation:

"When a lady performs salâh, she must contract herself when she sits down and when she goes into sajdah and she must not spread her limbs out."

Based on these narrations, the Fuqahâ have issued the following ruling:

والمرأة تنخفض في سجودها وتلزم بطنها بفخذها لأن ذلك أستر لها<sup>70</sup>

Translation:

"A woman should contract herself in sajdah and join her stomach to her thighs because this is more concealing for her."

### The Sitting Position

It is mentioned in the Musnad of Imâm Abû Hanîfah (150 A.H) رحمته الله:

عن ابن عمر رضى الله عنهما أنه مثل كيف كان النساء يصلين على عهد رسول الله

مجمع بحار الأنوار ج ١ ص ٥٢١ - مكتبة دار الإيمان - المدينة المنورة - العربية السعودية<sup>69</sup>

الهداية ج ١ ص ٥٤ دار الكتب العلمية - بيروت و ج ١ ص ١١٠ النسخة الباكستانية<sup>70</sup>



Translation:

"This is the most authentic narration of this chapter i.e. the sitting position of women. It is for this reason that Imâm Abû Hanîfah (رحمه الله) has made it the basis of his math-hab."

Imâm Abû Bakr Ibn Abî Shaybah<sup>73</sup> (235 A.H) روى عن  
narrates the following statement:

عن ابن عباس رضى الله عنهما أنه سئل عن صلاة المرأة فقال تجتمع وتحتفز<sup>74</sup>

Translation:

When Ibn Abbâs ؓ was asked about the salâh of a woman, he replied, "She must draw herself close together and lean onto one side by resting on her

<sup>73</sup> In another narration of Musannaf Ibn Abî Shaybah, one finds the following words: عن ابراهيم قال تقعد المرأة في الصلاة كما يقعد الرجل

(المصنف لابن أبي شيبة ج ١ ص ٢٧٠ ، ادارة القرآن ، كراتشي باكستان)

Translation: Ibrâhîm (Nakhai) said, "A woman should sit in salâh as a man does." This quotation indicates permissibility. However, Nâsirud-Dîn Albânî has interpolated the words of this narration thus:

تفعل المرأة في الصلاة كما يفعل الرجل (صفة صلاة النبي صلى الله عليه وسلم ص ٢٠٧)

Translation:

"A women should do as a man does in salâh."

This interpolation has clearly changed the meaning of the words and is a misleading act on the part of a so-called scholar of hadîth.

<sup>74</sup> المصنف لابن أبي شيبة ج ١ ص ٢٧٠ - ادارة القرآن - كراتشي باكستان. وقد مر أثر ابن

عباس بسنده

left buttock."

The following narration has also been quoted by Imâm Abû Bakr Ibn Abî Shaybah (235 A.H) رحمه الله:

عن خالد بن اللجلاج قال كن النساء يومرن أن يتربعن إذا جلسن في الصلاة ولا يجلسن

جلوس الرجال على أوراكنهن يتقى ذلك على المرأة مخافة أن يكون منها شيء<sup>75</sup>

Translation:

Khâlid Ibn Lajlâj said that the women were commanded with *tarabbu'* when they sat in salâh and that they should not sit like men on their buttocks. This is in order that nothing happens (eg. the revealing of any part of the anatomy).

The Fuqahâ took these narrations into consideration and delivered the following ruling:

وإن كانت امرأة جلست على اليتها اليسرى وأخرجت رجلها من الجانب الايمن لأنه

أستر لها<sup>76</sup>

Translation:

"A woman should sit on her left buttock and position her legs out on her right hand side because this is more concealing for her."

The above narrations indicate that Ibrâhîm Nakhai

<sup>75</sup> المصنف لابن أبي شيبة ج ١ ص ٢٧٠

المقدمة ج ١ ص ٥٥ دار الكتب العلمية - بيروت و ج ١ ص ١١٠ النسخة الباكستانية<sup>76</sup>



Translation:

"This is the most authentic narration of this chapter i.e. the sitting position of women. It is for this reason that Imâm Abû Hanîfah (رحمه الله) has made it the basis of his math-hab."

Imâm Abû Bakr Ibn Abî Shaybah<sup>73</sup> (235 A.H) رحمه الله narrates the following statement:

عن ابن عباس رضي الله عنهما أنه سئل عن صلاة المرأة فقال تجتمع وتختف<sup>74</sup>

Translation:

When Ibn Abbâs ؓ was asked about the salâh of a woman, he replied, "She must draw herself close together and lean onto one side by resting on her

<sup>73</sup> In another narration of Musannaf Ibn Abî Shaybah, one finds the following words: عن ابراهيم قال تقعد المرأة في الصلاة كما يقعد الرجل

(المصنف لابن أبي شيبة ج ١ ص ٢٧٠ ، ادارة القرآن ، كراتشي باكستان)

Translation: Ibrâhîm (Nakhâi) said, "A woman should sit in salâh as a man does." This quotation indicates permissibility. However, Nâsirud-Dîn Albânî has interpolated the words of this narration thus:

تعمل المرأة في الصلاة كما يفعل الرجل (صفة صلاة النبي صلى الله عليه وسلم ص ٢٠٧)

Translation:

"A women should do as a man does in salâh."

This interpolation has clearly changed the meaning of the words and is a misleading act on the part of a so-called scholar of hadîth.

<sup>74</sup> المصنف لابن أبي شيبة ج ١ ص ٢٧٠ - ادارة القرآن - كراتشي باكستان. وقد مر أثر ابن عباس بسنده

left buttock."

The following narration has also been quoted by Imâm Abû Bakr Ibn Abî Shaybah (235 A.H) رحمه الله:

عن خالد بن اللجلاج قال كن النساء يومرن أن يتربعن إذا جلسن في الصلاة ولا يجلسن جلوس الرجال على أوراكهن يتقى ذلك على المرأة مخافة أن يكون منها شيء<sup>75</sup>

Translation:

Khâlid Ibn Lajlâj said that the women were commanded with *tarabbu'* when they sat in salâh and that they should not sit like men on their buttocks. This is in order that nothing happens (eg. the revealing of any part of the anatomy).

The Fuqahâ took these narrations into consideration and delivered the following ruling:

وإن كانت امرأة جلست على اليتها اليسرى وأخرجت رجلها من الجانب الايمن لأنه أستر لها<sup>76</sup>

Translation:

"A woman should sit on her left buttock and position her legs out on her right hand side because this is more concealing for her."

The above narrations indicate that Ibrâhîm Nakhâi

<sup>75</sup> المصنف لابن أبي شيبة ج ١ ص ٢٧٠

<sup>76</sup> المغلابة ج ١ ص ٥٥ دار الكتب العلمية - بيروت و ج ١ ص ١١٠ النسخة الباكستانية



(96 A.H.) ر.ه. used to issue the fatwâ in Kufa in accordance with this practice while in Madînah Munawwarah, Mujâhid ر.ه. did likewise as did Hasan Basrî ر.ه. in Basrah.

During the era of the Sahâbah ر.ه., Tâbiîn and Tabâ-Tâbiîn ر.ه., no one went against this practice while there is consensus of opinion among the Fuqahâ as well.

Amongst the Ghair Muqallidîn, Amîr Yamânî has written in *Subulas Salâm* that a woman should contract herself in sajdah while Moulânâ Abdul Jabbâr Ghaznawî and Molwî Alî Muhammad Sâ'idî (of the Ahle Hadîth sect) have done the same in *Fatâwâ Ghaznawiyyah* and *Fatâwâ Ulamâ-e-Hadîth* respectively. In fact, Molwî Abdul Haqq Hâshimî has written an entire booklet on this difference entitled,

ص.ب. العمود في تحقيق مسألة تجافى المرأة في الركوع والسجود والقعود.

These ahâdîth and âthâr clearly indicate that the salâh of females differs from that of males.

## CHAPTER 4

### THE JURISTS

Hereunder, we quote the statements of the different Imâms of fiqh concerning the salâh of women.

#### The Hanafî Math-hab

Allâmah Muhammad Amîn Ibn Âbidîn As-Shâmî (1252 A.H.) ر.ه., the celebrated Hanafî jurist states that a woman differs from a man in several mas'alahs. He states:

ترفع يديها حذاء منكبيها ولا تخرج يديها من كميتها وتضع الكف على الكف تحت ثديها وتنحنى في الركوع قليلا ولا تعقد ولا تفرج فيه أصابعها بل تضمها وتضع يديها على ركبتيها ولا تحنى ركبتيها وتنضم في ركوعها وسجودها وتفتش ذراعيها وتترك في التشهد وتضع فيه يديها تبلغ رؤوس أصابعها ركبتيها وتضم فيه أصابعها وإذا نالها شيء في صلاتها تصفق ولا تسبح ولا تؤم الرجل وتكره جماعتهن ويقف الإمام وسطهن ويكره حضورها الجماعة وتؤخر مع الرجال ولا جمعة عليها لكن تنعقد بها ولا عيد ولا تكبير تشريق ولا يستحب أن تسفر بالفجر ولا تجهر في الجهرية... أقول وقوله ولا تحنى ركبتيها صوابه وتحنى بدون لا... وقوله تبلغ رؤوس أصابعها ركبتيها معنى على القول بأن الرجل يضع يديه في التشهد على ركبتيه والصحيح أنهما سواء.

رد المحتار ج ١ ص ٥٠٤ وانظر البحر الرائق ج ١ ص ٣٢٠ وغية المتلبي في شرح مبة للعلامة  
٣٠٠ و ٣٠١ و ٣١٦ و ٣١٥ و ٣٢٢ و ٣٢٣



(96 A.H.) رحمه الله used to issue the fatwâ in Kufa in accordance with this practice while in Madînah Munawwarah, Mujâhid (104 A.H.) رحمه الله did likewise as did Hasan Basrî رحمه الله in Basrah.

During the era of the Sahâbah رضي الله عنهم, Tâbiîn and Tabâ-Tâbiîn رحمه الله, no one went against this practice while there is consensus of opinion among the Fuqahâ as well.

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رد المحتار ج ١ ص ٥٠٤ وانظر البحر الرائق ج ١ ص ٣٢٠ وغنية المتلى في شرح منة المتلى ص ٣٠٠ و ٣٠١ و ٣١٦ و ٣١٥ و ٣٢٢ و ٣٢٣



## Translation:

"A woman should raise her hands till her shoulders. She should not take her hands out of her sleeves. She must place her one palm over the other on her breast. She must bend only slightly in rukû'. She will not spread her fingers out in rukû' but rather keep them close together and place her palms on her knees without clasping them. She must bend her knees slightly. She must contract herself in rukû' and sajdah. She must place her arms flat on the ground. She must sit with her legs out and resting on her posterior in tashahhud. In tashahhud, she must keep her fingers close together. If any mistake occurs in salâh, she must clap her hands without uttering anything. She cannot make Imâmat of a male. It is makrûh to have a female-only congregation. The female Imâm will stand in their midst. It is makrûh for her to attend the congregation. In a mixed congregation, the females will stand at the rear. Jumu'ah is not obligatory on her but if she attends it, she will be absolved of responsibility. Neither is Eid compulsory on her nor the *takbîr* of *tashrîq*. It is not *mustahab* for her to perform Fajr when it brightens up (اسفار). In the loud salâhs, she will not raise her voice."

Allâmah As-Shâmî (1252 A.H) رَحِمَهُ اللهُ says in another place:

أما المرأة فتتحنى في الركوع يسيرا ولا تفرج ولكن تضم وتضع يديها على ركبتيها وضاً  
وتحنى ركبتيها ولا تحاق عضديها لأن ذلك أستر لها<sup>78</sup>

## Translation:

"A woman should bend slightly in rukû' without spreading her fingers out completely. However, she must contract herself and place her palms on her knees and bend them slightly. She must not spread out her arms as this is more concealing for her."

The celebrated scholar, Mullâ Alî Qârî (1014 A.H.) رَحِمَهُ اللهُ says:

والمرأة ترفع يديها حذاء منكبيها<sup>79</sup>

## Translation:

"A woman will raise her hands till her shoulders (when performing *takbîr-e-tahrîmah*)."

Allâmah Badrud-Dîn Ainî (855 A.H.) رَحِمَهُ اللهُ states:

وعن أم الدرداء وعطاء و الزهرى وحماد وغيرهم أن المرأة ترفع يديها الى نديها<sup>80</sup>

أيضا ص ١٩١<sup>81</sup>

فتح باب العناية بشرح النقاية ج ١ ص ٢٢٩ وانظر ص ٢٤٢ و ٢٦٢ و ٢٦٥ والفتاوى المملوكية ج ١ ص ٧٢ مكتبة رشيدية باكستان

النهاية في شرح النقاية ج ٢ ص ١٨٧ - مكتبة حقايقه - ملتان - باكستان<sup>82</sup>



Translation:

"According to Ummud-Dardâ, Atâ, Zuhri and Hammâd, the ustâz of Imâm Abû Hanîfah رحمه الله, a woman should raise her hands till her breasts."

Muhammad Ibn Muqâtil رحمه الله narrates the same verdict from the Hanafî jurists.<sup>81</sup> Allâmah Burhânud-Dîn Marghînânî رحمه الله (511 A.H.), the author of *Al-Hidâyah*, states that this is the correct and accepted version.<sup>82</sup>

It is stated in *Fatâwâ Âlamghîrî*:

والمرأة تنحني في الركوع يسرا ولا تعتمد ولا تفرج أصابعها ولكن تضم يديها وتضع

على ركبتيها وضعا وتنحني ركبتيها ولا تجافي عضديها<sup>83</sup>

Translation:

"As for a female, she must bend slightly in rukû' without spreading the fingers out. She must keep them together on her knees by merely placing the palms. She must bend her knees slightly and not spread her arms out."

<sup>81</sup> أيضا

<sup>82</sup> الهداية ج ١ ص ٥٠ - دار الكتب العلمية - بيروت

<sup>83</sup> الفتاوى العالمكبرية ج ١ ص ٧٥ مكتبة رشيدية باكستان

والمرأة لا تجافي في ركوعها وسجودها وتقع على رجليها وفي السجدة تفرش بطنها على

فخذيهما<sup>84</sup>

Translation:

"A female should not spread out in rukû' and sajdah while she will sit on her legs. In sajdah, she will make her stomach rest on her thighs."

The sitting posture is described in *Fatâwâ Âlamghîrî* as follows:

وإن كانت امرأة جلست على اليتها اليسرى وأخرجت رجليها من الجانب الأيمن<sup>85</sup>

Translation:

"A woman will sit on her left buttock and position her legs out to the right side."

Imâm Abû Jafar At-Tahâwî (239-321 A.H.) رحمه الله states:

وأما جلوس المرأة فإن أصحابنا قالوا تقعد كأستر ما يكون لها<sup>86</sup>

Translation:

"As for a woman, our scholars (Hanafî) state that

<sup>84</sup> الفتاوى العالمكبرية ج ١ ص ٧٥ مكتبة رشيدية باكستان

<sup>85</sup> الفتاوى العالمكبرية ج ١ ص ٧٥ مكتبة رشيدية باكستان

<sup>86</sup> مختصر اختلاف العلماء ج ١ ص ٢١٢



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Translation:

"As for a female, she must bend slightly in rukû' without spreading the fingers out. She must keep them together on her knees by merely placing the palms. She must bend her knees slightly and not spread her arms out."

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Translation:

"As for a woman, our scholars (Hanafî) state that

<sup>84</sup> الفتاوى العالمكبرية ج ١ ص ٧٥ مكتبة رشيدية باكستان

<sup>85</sup> الفتاوى العالمكبرية ج ١ ص ٧٥ مكتبة رشيدية باكستان

<sup>86</sup> مختصر اختلاف العلماء ج ١ ص ٢١٢.



she must sit in a manner that is most concealing."

Sheikh Muhammad Zakariyyâ Kândhelwî (1315-1402 A.H.) رحمه الله writes:

<sup>87</sup> وأما المرأة فالمستحب لها التورك عندنا مطلقاً

Translation:

"It is unconditionally - preferable according to us (Hanafî jurists) for a woman to sit on her buttocks with her legs positioned out to the right hand side."

Allâmah Abdul Hayy Luckhnawî (1304 A.H.) رحمه الله states:

<sup>88</sup>...المرأة تخالف الرجل في أفعال الصلاة وما يتعلق بها في كثير من الأحكام

Translation:

"A woman differs from a man in many of the actions of salâh..." He then goes on to list the differences as mentioned above by the other jurists.

### **The Mâlikî Math-hab**

The following is stated in *Sharhus Saghîr*:

<sup>89</sup> وأما المرأة فتكون منضمة في جميع أحوالها

<sup>87</sup> اوجز المسالك ج ١ ص ٢٥٨

<sup>88</sup> السعاية ج ٢ ص ٢٠٥

Translation:

"As for a woman, she will remain contracted in all postures."

A male should separate his stomach from his thighs in sajdah and his arms from his legs. As for a woman, she will completely contract herself (so that all the limbs are close together).

Abû Zayd Qayrawânî رحمه الله has stated explicitly in *Ar-Risâlah* that a woman should contract herself during sajdah.

### **The Shâfi'î Mazhab**

Imâm Abû Zakariyyâ An-Nawawî (676 A.H.) رحمه الله states:

<sup>90</sup> وتضم المرأة بعضها إلى بعض

Translation:

"A woman will join all her limbs together."

Hâfiz Ibn Abdul Barr (463 A.H.) رحمه الله states:

<sup>89</sup> الشرح الصغير للدردير المالكي ج ١ ص ٣٢٩

<sup>90</sup> المجموع شرح المذهب ج ٣ ص ٣٩٠



وقال الشافعي : تجلس المرأة بأستر ما يكون لها<sup>91</sup>

Translation:

Imâm Shâfi'î (204 A.H.) رحمه الله said, "A woman should sit in the most concealing position."

Imâm Shâfi'î (204 A.H.) رحمه الله states that it is better for a woman to completely contract herself when performing sajdah because this is more concealing for her. She must attach great importance to concealment throughout her salâh.

Hâfiz Ibn Hajar Al-Asqalânî (852 A.H.) رحمه الله has written in *Talkhîsul Habîr*:

والمرأة لا تجافي<sup>92</sup>

Translation:

"A woman should not spread her limbs out (during sajdah)."

From amongst the Muhaddithîn, Ibn Daqîq Al-'Îd رحمه الله has written a similar statement in *Sharh 'Umdatul Ahkâm*.

<sup>91</sup> الاستذكار ج ٤ ص ٢٦٧.

<sup>92</sup> تلخيص الحبير في تخريج أحاديث الرافعي الكبير ج ١ ص ٢٤٢.

### The Hambalî Math-hab

Abdullâh Ibn Qudâmah Al-Maqdisî (620 A.H.) رحمه الله states that it is preferable for a woman to conceal herself completely. It is for this reason that she should not stretch out and separate all her limbs. He says:

وتسدل رجلها فتجعلهما في جانب يمينها ... قال أحمد والسدل أعجب إلى<sup>93</sup>

Translation:

A woman should practise *sadl* i.e. draw her legs out to her right side... Imâm Ahmad states that he preferred *sadl*.

Allâmah Ibn Qudâmah (620 A.H.) رحمه الله states:

ولأن المرأة يستحب لها التستر ولذلك لا يستحب لها التجافي<sup>94</sup>

Translation:

"Concealment is preferred for a woman. It is for this reason that extending the limbs out is not mustahab for a female."

The ahâdîth and statements of the jurists indicate

<sup>93</sup> المعنى لابن قدامة المقدسي ج ١ ص ٥٦٢.



وقال الشافعي : تجلس المرأة بأستر ما يكون لها<sup>91</sup>

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"Concealment is preferred for a woman. It is for this reason that extending the limbs out is not mustahab for a female."

The ahâdîth and statements of the jurists indicate

<sup>93</sup> المعنى لابن قدامة المقدسي ج ١ ص ٥٦٢.



that a woman should contract herself completely during *salâh* and try to conceal herself as much as possible. This method of performing *salâh* has been in vogue since the era of Rasûlullâh ﷺ till today. It is practically *mutawâtir* and unanimously accepted.

There is no statement of any Sahâbî, Tâbi'î or jurist that declares the *salâh* of males and females as the same. In fact, the scholars of the Ahle Hadith sect issue fatwâs according to the above-mentioned ahâdîth. Moulânâ Abdul Jabbâr Ghaznawî of the Ahle Hadîth sect states regarding the above-mentioned ahâdîth of *Bayhaqî* that the Ahlus Sunnah and the four Mazhabs amongst others practise this unanimously. He says that anyone who rejects this method of *salâh* for women is ignorant.<sup>95</sup>

### The Protagonists of Equality

As for those who claim that there is no difference in the *salâh* of males and females, they have absolutely no evidence - neither from the Qur'ân nor the Ahâdîth.

However, if they use the practice of Ummud Dardâ ﷺ, their proof is unsubstantiated for several

<sup>95</sup> See *Fatâwâ Ghaznawîyyah* p. 27,28 and *Fatâwâ Ulamâ Hadîth* vol.3 p. 148/9.

reasons. Ibn Abî Shaybah (235 A.H.) رحمه الله narrates<sup>96</sup>:

عن مكحول أن أم الدرداء كانت تجلس في الصلاة كجلسة الرجل

Translation:

"Makhûl reports that Ummud Dardâ used to sit like the males in *salâh*."

It is incorrect to use this athar for the following reasons:

1. Hâfiz Jamâlud-dîn Yûsuf Al-Mizzi (654-742) رحمه الله has mentioned her among the Tâbi'în.<sup>97</sup> The practice of a lone Tâbi'î is incorrect to adopt even though it may not be contrary to the principles. Hâfiz Ibn Hajar Al-Asqalânî (852 A.H.) رحمه الله states in *Fathul Bârî*:

<sup>96</sup> (صحيح البخارى) Imam Bukhârî has also quoted this statement. However, he has ج ١ ص ١٦٤ دار السلام و ج ١ ص ١١٤ النسخة الباكستانية) not mentioned any chain of narrators for it. It is for this reason that I have quoted the work of Ibn Abî Shaybah. المصنف

لابن أبي شيبة ج ١ ص ٢٧٠

<sup>97</sup> وقال نور بن يزيد عن مكحول كانت أم الدرداء تجلس في الصلاة جلسة الرجل (مذهب الكمال في أسماء الرجال ج ٢ ص ٢٦٥) وفي صفحة ٤٦٤: أم الدرداء الصغرى الفقيهة.



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anyone else to follow her practice. Neither did she present any action or statement of Rasûlullâh ﷺ nor the *fatwâ* of any Khalîfah.

Accordingly, with regard to the *salâh* of women, the position of this opinion in the face of the practically adopted method of the *ummah* (*tawâtur*), is like the position of *shâz qirâ'ah* as opposed to *mutawâtir qirâ'ah*. It is very clear that no Muslim leaves the *mutawâtir qirâ'ah* for the *shâz qirâ'ah*.

(3) Furthermore, if one examines the words of this narration carefully, one will find that it supports the view of the *jumhûr* (majority). The sitting posture of Umme Dardâ ؓ has been compared to the posture of males in this narration which infers that the posture of the other *Sahâbiyyât* was different as mentioned previously.

(4) Imâm Abû Jafar At-Tahâwî (239-321) رحمه الله has narrated the following hadîth:

عن ابراهيم بن أبي عيلة قال رأيت أم الدرداء تصلي مترعة<sup>100</sup>

تحفة الأعيان ترتيب شرح مشكل الآثار لأبي جعفر الطحاوي ج ٢ ص ٢٢٨. قال: حدثنا  
 محمد بن حنبل بن إسماعيل بن الوليد القعقاعي قال حدثنا هان بن عبد الرحمن قال حدثني إبراهيم بن  
 عيلة قال رأيت أم الدرداء تصلي مترعة. وهان بن عبد الرحمن بن أبي عيلة ذكره ابن حبان  
 الثقات ج ٥ ص ٢٧٤  
 وقد ذكر الحافظ أبو المحاسن البزي هذا الخبر في تذييل الكمال (ج ٢ ص ٤٦٨) ترجمة أم

وعمل التابعي بمفرده ولو لم يخالف لا يحتج به<sup>98</sup>

Translation:

"The practice of a lone *Tâbi'î*, even though it may not contradict any principle, will not be used as a proof."

Hâfiz Ibn Hajar Al-Asqalânî (852 A.H.) رحمه الله has only counted her among the *Tâbi'în*. He says:

وعرف من رواية مكحول أن المراد بأم الدرداء الصغرى التابعة لا الكبرى الصحابة لأنه  
 أدرك الصغرى ولم يدرك الكبرى<sup>99</sup>

Translation:

"It can be realized from the narration of Makhûl رحمه الله that the narration refers to the younger Ummud-Dardâ, the *Tâbi'îyyah*, not the elder *Sahâbiyyah* because Makhûl met the former and not the latter."

(2) Even if it is accepted that she was a *Sahâbiyyah*, then the narration becomes *munqati'* and will not be acceptable according to the principles of the *muhaddithîn*. It will also be regarded as her opinion. She did not encourage

<sup>98</sup> فتح الباري ج ٢ ص ٢٤٣ دار احياء التراث العربى - بيروت



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وقد ذكر الحافظ أبو المحاسن المزني هذا الخبر في تهذيب الكمال (ج ٢٢ ص ٤٦٨) ترجمة أم

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<sup>98</sup> فتح الباري ج ٢ ص ٢٤٣ دار احياء التراث العربى - بيروت



## Translation:

"Ibrâhîm Ibn Abî Abalah reports that he saw Ummud Dardâ performing salâh cross-legged."

This narration contradicts the one mentioned by Ibn Abî Shaybah رحمه الله. It will accordingly not remain worthy of substantiating any Shar'î law.

الدرء الصغرى للتقدمة ذكرها أتم من هنا فقال : وقال رديح بن عطية المقدسى عن ابراهيم بن  
الدرء عن أم الدرداء أن رجلا أتاه فقال إن رجلا قد نال منك عند عبد الملك فقالت إن نربى  
المرء لنأ نطالما زكينا بما ليس فينا قال (القاتل ابراهيم بن أبى عبله) ورأيت أم الدرداء تصلى  
على صحن الخلف. والله أعلم. وذكر الحافظ في اللسان ترجمة هان بن عبد الرحمن أن ابن  
هوان قال عنه في ثقافته ربما أغرب ولم أجده في ترجمته في المطبوع (٥٧٤/٥).

## CHAPTER 5

## WOMEN IN THE MUSJID

## Question

It is mentioned in the hadîth<sup>101</sup> that Rasûlullâh ﷺ used to exhort the women to attend the Eid Salâh with the men. Rasûlullâh ﷺ also prohibited males from preventing the women from attending the masjid for salâh. However, the jurists have considered it makrûh for women to attend the congregation, Jumu'ah and Eid which is a direct confrontation to the orders of Rasûlullâh ﷺ.

## Response

Just as the Ahle Qur'ân sect propagate the idea that the ahâdîth contradict the Qur'ân, eg. they claim that the Qur'ân says that it is better to fast while Rasûlullâh ﷺ said that there is no virtue in fasting during a journey. They claim that Rasûlullâh ﷺ has openly opposed Allâh ﷻ by contradicting what the Qur'ân says.

We respond by saying that there is no opposition or confrontation between Allâh ﷻ and His Messenger

<sup>101</sup> صحيح البخارى ج ١ ص ١٣٣ النسخة الباكستانية و ص ٧٦ دار السلام



✎. This is merely their distorted understanding. This is exactly the case with the Ghair Muqallidîn. In order to indicate an opposition between the ahâdîth and fiqh, they deceive others.

Just as we place our trust in Rasûlullâh ﷺ to understand the Qur'ân, similarly, do we place our trust in the learned jurists in understanding the Qur'ân and Ahâdîth. Allâh says,

<sup>102</sup> ليتفقوا في الدين

Translation:

"... in order that they gain an understanding in Dîn."

Rasûlullâh ﷺ said,

<sup>103</sup> رب حامل فقه غير فقيه

Translation:

"Many people who uphold the knowledge of fiqh are not jurists."

The Muhaddithîn are of the opinion that the

<sup>102</sup> القرآن ٩-١٢٢

<sup>103</sup> مشكاة المصابيح ص ٣٥ السخة الباكستانية رواه الشافعي والبيهقي من حديث ابن مسعود  
القال صاحب المشكاة. وقد روى هذا الجزء عن جماعة من الصحابة. أنظر الترغيب للمنزى  
باب الترغيب في سماع الحديث وتبليغه ونسخه الخ.

Fuqahâ have a greater understanding of the meanings of the ahâdîth. Imâm Tirmizî رحمه الله states in his *Jâmi'*:

<sup>104</sup> وكذلك قال الفقهاء وهم أعلم بمعاني الحديث

Translation:

"This is what the jurists said and they are more knowledgeable with regards to the meanings of the ahâdîth."

Women have been commanded to remain within the precincts of the home. They should not wander out. Allah ﷻ emphatically states in the Holy Qurân:

وَقَرْنَ فِي بُيُوتِكُنَّ

Translation:

"And remain (firmly) in your houses." <sup>105</sup>

Abdullâh Ibn Mas'ûd ؓ narrates the following hadîth from Nabî ﷺ :

عن عبد الله بن مسعود رضى الله عنه قال قال رسول الله صلى الله عليه وسلم المرأة عورة فإذا  
خرجت استشرفها الشيطان <sup>106</sup>

<sup>104</sup> جامع الترمذى حديث ٩٩٠ ص ١٧٤٦ دار السلام و ج ١ ص ١١٨ النسخة الباكستانية

<sup>105</sup> القرآن ٢٣ - ٢٣

<sup>106</sup> رواه الترمذى - مشكاة ص ٢٦٩ قال الترمذى حدثنا محمد بن بشار أخرجا عمرو بن  
عاصم أخرنا همام عن قتادة عن موري عن أبي الاحوص عن عبد الله عن النسي صلى الله عليه



## Translation:

"It is necessary for women to remain in *hijâb* (concealed) because when a woman emerges from the house, Shaytân raises his glance at her." (to involve her in vice or to involve someone else in vice through her).

Jâbir رضي الله عنه reports the following hadîth from Rasûlullâh ﷺ:

عن جابر رضي الله عنه قال قال رسول الله صلى الله عليه وسلم إن المرأة تقبل في صورة شيطان  
وتدبر في صورة شيطان ...<sup>107</sup>

## Translation:

"A woman proceeds in the form of Shaytân and returns in the form of Shaytân." (i.e. she symbolizes Shaytân in involving people in vice and evil).

The aforementioned Qurânic verse and the Ahâdith indicate that it is not permissible for a woman to leave the house. Accordingly, the Fuqahâ (Jurists) have only given a woman permission to leave the house at the time of extreme necessity and then too, in a condition of *hijâb* (concealment) and safeguarding herself from *fitnah* (misconduct).

In the issue under review, neither have the jurists stated that women did not attend the masjid during the era of Rasûlullâh ﷺ nor did anyone reject his command. There is no denying the fact that during

وسلم فذكره وقال حديث حسن صحيح غريب كما في نصب الراية ٢٩٨/١.

رواه مسلم - مشكوة ص ٢٦٨ السحرة الباكستانية و ج ٢ ص ٩٣٢ المكتبة الإسلامية<sup>107</sup>

the time of Rasûlullâh ﷺ, women were allowed to visit the masjid for salâh. However, this permission was accompanied by a number of strict conditions which are all non-existent in our times. Furthermore, although there was this initial permission, Rasûlullâh ﷺ discouraged women from availing themselves of this permission as will be proved forthwith. Sheikh Abdul Haqq Muhaddith Dehlwî رحمته الله states that one of the benefits of the women attending the congregation at that time was that there was a great need for the women to learn and be religiously educated. There was an urgent need for them to observe and learn the manner in which Rasûlullâh ﷺ performed his salâh.<sup>108</sup> Rasûlullâh ﷺ told the husbands not to prevent their wives from attending the congregation in order that they may take advantage of the permissibility at that time of attending the masjid. He did not want the rights of the women to be violated. However, his exhortation that women perform salâh at home paved the way for the prohibition which came into effect later by the authority of the Sahâbah رضي الله عنهم and the Fuqahâ رحمهم الله. It should also be remembered that because the era of Rasûlullâh ﷺ was free of misconduct, the prevention of the husbands could only be due to pride and arrogance. It was for this reason that

كفاية للفق ج ٥ ص ٤١٨<sup>108</sup>



Rasûlullâh ﷺ prevented the husbands from prohibiting their wives from going to the musjid.<sup>109</sup>

### Conditions for the Initial Permission

- 1) Intermingling of the sexes and walking on the middle of the road were totally prohibited even outside the musjid.

Imâm Abû Dâwûd (275 A.H.) رحمه الله narrates:

عن حمزة بن أبي أسيد الانصاري عن أبيه أنه سمع رسول الله صلى الله عليه وسلم يقول وهو خارج من المسجد فاختلط الرجال مع النساء في الطريق فقال رسول الله صلى الله عليه وسلم للنساء استأخرن فإنه ليس لكن ان تحققن الطريق عليكن بحافات الطريق .

قال فكانت المرأة تلصق بالجدار حتى ان ثوبها ليتعلق بالجدار من لصوقها به<sup>110</sup>

#### Translation:

Hamzah reports from his father Abû Usaid Ansari ﷺ that once the men and women had mixed outside the musjid on the road. Nabî ﷺ said to the women, "Move back, verily it is not permissible for you to walk on the middle of the road. It is obligatory

<sup>109</sup> حجة الله البالغة كما في كفاية المفتي ج ٥ ص ٤١٨

عن ابن داود ج ٥ ص ٤٥٧ مؤسسة الريان و ص ١٦٠٨ دار السلام و ج ٢ ص ٧١٤ النسخة<sup>110</sup>

للكتابية. قال ابن الاثير في النهاية: ليس للنساء ان يحقن الطريق هو ان يركبن حقها وهو وسطها ج ١

ص ٤١٥ ول رواية أبي داود من لم يوثقه الا ابن حبان .

upon you to walk on the sides of the road."

The Sahâbî ﷺ narrating this hadîth says:

"As a result, a lady would walk so close to the walls, that her clothing would touch the walls."

This was the extreme obedience that the Sahâbah ﷺ portrayed before Rasûlullâh ﷺ. They immediately obeyed his command without expressing any hesitation.

Hâfiz Nûrud-Dîn Al-Haythamî (807 A.H.) رحمه الله states:

عن أبي هريرة رضي الله عنه قال قال رسول الله صلى الله عليه وسلم ليس للنساء وسط الطريق<sup>111</sup>

#### Translation:

Abû Hurairah ﷺ says that Rasûlullâh ﷺ said, "Women should not walk on the middle of the road."

Sheikh Ibn Abdil Barr (463. A.H.) رحمه الله narrates:

عن ابن عمر رضي الله عنهما قال قال رسول الله صلى الله عليه وسلم ليس للنساء نصيب في الخروج وليس لمن نصيب في الطريق الا في جوانب الطريق<sup>112</sup>

<sup>111</sup> موارد الظمان الى زوائد ابن حبان ص ٤٨٤

<sup>112</sup> التمهيد لما في الموطا من المعاني والمسانيد للحافظ ابن عبد البر ج ١٠ ص ٢٤٢



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This was the extreme obedience that the Sahâbah ﷺ portrayed before Rasûlullâh ﷺ. They immediately obeyed his command without expressing any hesitation.

Hâfiz Nûrud-Dîn Al-Haythamî (807 A.H.) رحمه الله states:

عن أبي هريرة رضي الله عنه قال قال رسول الله صلى الله عليه وسلم ليس للنساء وسط الطريق<sup>111</sup>

### Translation:

Abû Hurairah ﷺ says that Rasûlullâh ﷺ said, "Women should not walk on the middle of the road."

Sheikh Ibn Abdil Barr (463. A.H.) رحمه الله narrates:

عن ابن عمر رضي الله عنهما قال قال رسول الله صلى الله عليه وسلم ليس للنساء نصيب في الخروج وليس لهن نصيب في الطريق الا في جوانب الطريق<sup>112</sup>

<sup>111</sup> موارد الظمان الى زوائد ابن حبان ص ٤٨٤

<sup>112</sup> التمهيد لما في الموطا من المعاني والمسانيد للمحافظ ابن عبد البر ج ١٠ ص ٢٤٢



عن مجاهد عن ابن عمر رضي الله عنهما قال قال رسول الله صلى الله عليه وسلم اتذنبوا للنساء بالليل إلى المسجد قال ابنه والله لا تأذن لمن فيتحذن ذلك دغلا قال فعل الله بك تسمعني أقول قال رسول الله صلى الله عليه وسلم وتقول أنت لا قال لا في حديثه ليخرجن تغلات عليهن خلجان شععات بغير دهن<sup>114</sup>

Translation:

Ibn Umar رضي الله عنه reports that Rasûlullâh ﷺ said, "Permit the women to attend the masjid at night." His son said, "By Allâh, we will not permit them otherwise they will make it an excuse." He replied, "Woe to you, you hear me narrating to you from Rasûlullâh ﷺ and yet you say no." Laith says that the women used to emerge with old clothes and dishevelled hair without oiling the hair.

Imâm Ibn Mâjah (273 A.H.) رحمته الله has narrated the following hadith in his *Sunan*:

عن عائشة رضي الله عنها قالت بينما رسول الله صلى الله عليه وسلم جالس في المسجد إذا دخلت امرأة من مزينة يترقل في زينة لها في المسجد فقال النبي صلى الله عليه وسلم يا أيها الناس انموا نساكنكم عن لبس الزينة والتبختر في المسجد فإن بني إسرائيل لم يلبسوا حتى ليس نساءهم الزينة وتبخترن في المسجد<sup>115</sup>

<sup>114</sup> النصف بعد الزرق ج ٣ ص ٢٧٧ وأمرجه البحارى الجزء الأول في صحيحه (باب خروج النساء إلى المسجد بالليل والعلى) أنظر فتح الباري ١٤٧/٢  
<sup>115</sup> من ليس نساءهم حديث ٤٠٠١ ص ٢٧١٧ دار السلام ٢٩٧ النسخة الباكستانية.

Translation:

Ibn Umar رضي الله عنه reports that Rasûlullâh ﷺ said, "Women should not emerge nor should they walk on the roads. They must walk on the sides."

2) Attractive garments were forbidden. Women who came to the masjid were not permitted to don fine and attractive clothing. Imâm Abû Dâwûd (275 A.H.) رحمته الله quotes the following narration in his *Sunan*:

عن أبي هريرة رضي الله عنه أن رسول الله صلى الله عليه وسلم قال لا تمنعوا إماء الله مساجد الله ولكن ليخرجن وهن تغلات<sup>113</sup>

Translation:

Abû Hurairah رضي الله عنه reports that Rasûlullâh ﷺ said, "Do not prevent your women from the masjid but they should emerge while they are dressed unattractively."

The muhaddith, Abdur Razzâq (211 A.H.) رحمته الله states:

سنن أبي داود حديث ٥٦٥ ص ١٢٦٥ دار السلام و ص ٨٤ النسخة الباكستانية . قال<sup>113</sup>  
الحافظ في الفتح (باب انتظار الناس قيام الامام العالم) : هو عند أبي داود وابن خزيمة من حديث  
أبي هريرة وعنده ابن حبان من حديث زيد بن خالد وأوله لا تمنعوا إماء الله مساجد الله ولمسلم من  
حديث زيد بن امرأة بن مسعود إذا شهدت احداكن المسجد فلا تمسني طيبا. وذكر الهيثمي  
حديث زيد بن خالد في المجمع (ج ٢ ص ٣٢) وعزاه إلى أحمد والبيهقي والطبراني في الكبير وقال  
استاده حسن.



عن مجاهد عن ابن عمر رضي الله عنهما قال قال رسول الله صلى الله عليه وسلم ائذنوا للنساء بالليل إلى المسجد قال ابنه والله لا نأذن لمن فيتخذن ذلك دغلا قال فعل الله بك تسمعني أقول قال رسول الله صلى الله عليه وسلم وتقول أنت لا قال ليث في حديثه  
ليخرجن تغلات عليهن خلجان شعئات بغير دهن<sup>114</sup>

Translation:

Ibn Umar رضي الله عنه reports that Rasûlullâh ﷺ said, "Permit the women to attend the masjid at night." His son said, "By Allâh, we will not permit them otherwise they will make it an excuse." He replied, "Woe to you, you hear me narrating to you from Rasûlullâh ﷺ and yet you say no." Laith says that the women used to emerge with old clothes and dishevelled hair without oiling the hair.

Imâm Ibn Mâjah (273 A.H.) رحمه الله has narrated the following hadith in his *Sunan*:

عن عائشة رضي الله عنها قالت بينما رسول الله صلى الله عليه وسلم جالس في المسجد إذا دخلت امرأة من مزينة يترفل في زينة لها في المسجد فقال النبي صلى الله عليه وسلم يا أيها الناس انموا نسائكم عن لبس الزينة والتبختر في المسجد فإن بني إسرائيل لم يلغوا حتى لبس نساءهم الزينة وتبخترن في المسجد<sup>115</sup>

<sup>114</sup> المصنف لعبد الرزاق ج ٣ ص ٢٧٧ وأخرجه البخاري الجزء الأول في صحيحه (باب خروج النساء إلى المساجد بالليل والغسل) أنظر فتح الباري ١٤٧/٢  
<sup>115</sup> من أبي ماجة حديث ٤٠٠١ ص ٢٧١٧ دار السلام و ص ٢٩٧ النسخة الباكستانية.

Translation:

Ibn Umar رضي الله عنه reports that Rasûlullâh ﷺ said, "Women should not emerge nor should they walk on the roads. They must walk on the sides."

2) Attractive garments were forbidden. Women who came to the masjid were not permitted to don fine and attractive clothing. Imâm Abû Dâwûd (275 A.H.) رحمه الله quotes the following narration in his *Sunan*:

عن أبي هريرة رضي الله عنه أن رسول الله صلى الله عليه وسلم قال لا تمنعوا إماء الله مساجد الله ولكن ليخرجن وهن تغلات<sup>113</sup>

Translation:

Abû Hurairah رضي الله عنه reports that Rasûlullâh ﷺ said, "Do not prevent your women from the masjid but they should emerge while they are dressed unattractively."

The muhaddith, Abdur Razzâq (211 A.H.) رحمه الله states:

من أن داود حديث ٥٦٥ ص ١٢٦٥ دار السلام و ص ٨٤ النسخة الباكستانية . قال<sup>113</sup>  
الحافظ في الفتح (باب انتظار الناس قيام الامام العالم) : هو عند أبي داود وابن خزيمة من حديث أبي هريرة وعند ابن حبان من حديث زيد بن خالد وأوله لا تمنعوا إماء الله مساجد الله ولمسلم من حديث زينب امرأة بن مسعود إذا شهدت احداكن المسجد فلا تمسني طيبا. وذكر الهيثمي حديث زيد بن خالد في المجمع (ج ٢ ص ٣٢) وعزاه إلى أحمد والبيهقي والطبراني في الكبير وقال إسناده حسن.



Translation:

Âishah رضي الله عنها reports that once while Rasûlullâh ﷺ was seated in the masjid, a woman who was attractively adorned, proudly entered the masjid. Rasûlullâh ﷺ said, "O people, prohibit your women from wearing attractive garments and from showing off in the masjid, because the Banû Isrâîl were not cursed until their women started to wear attractive garments and showing off inside the masjid.

3) The use of perfume was forbidden. Women who came to the masjid in the early days were not permitted to apply perfume.

Imâm Tirmizî (279 A.H.) رحمه الله has narrated the following hadith:

عن أبي موسى قال قال رسول الله صلى الله عليه وسلم كل عين زانية وإن المرأة إذا استعطرت فمرت بالمجلس فهي كذا وكذا يعني زانية<sup>116</sup>

وقال الحافظ البوصيري في الزوائد : هذا اسناد ضعيف داؤد بن مدرك لا يعرف وموسى بن عبيدة ضعيف الخ . وأورده الحافظ المنذرى في الترغيب (باب ترهيب المرأة أن تخرج من بيتها متعطرة ومتريفة) .

رواه الترمذى - مشكوة ص ٣١٣ دار الفكر و ص ٩٦ النسخة الباكستانية قال الحافظ<sup>116</sup> المنذرى في الترغيب : رواه أبو داؤد والترمذى وقال حديث حسن صحيح . ورواه النسائي وابن حزيمة وابن حبان في صحيحيهما ولفظهم قال النبي صلى الله عليه وسلم أيما امرأة استعطرت فمرت على قوم ليجد ريحها فهي زانية وكل عين زانية ورواه الحاكم أيضا وقال صحيح الاسناد له (وأقره عليه الذهبي).

Translation:

Abû Mûsâ رضي الله عنه reports that Rasûlullâh ﷺ said, "Every eye can commit adultery. And any woman who applies perfume and passes by a gathering is an adulteress."

Imâm Muslim (261 A.H.) رحمه الله has narrated the following hadith in his *Sahîh*:

إذا شهدت إحداكن المسجد فلا تمس طيبا<sup>117</sup>

Translation:

"When any of you (women) attend the masjid, she should not apply perfume."

Imâm Walî-ud-Dîn رحمه الله has narrated the following hadith in *Mishkâtul Maṣābîh*:

عن أبي هريرة رضي الله عنه قال قال رسول الله صلى الله عليه وسلم أيما امرأة أصابت بخورا فلا تشهد معنا العشاء الآخرة<sup>118</sup>

Translation:

Abû Hurairah رضي الله عنه reports that Rasûlullâh ﷺ said, "The woman who applies perfume must not be present with us for Ishâ."

Since it is not permissible for women to emerge

صحيح مسلم حديث ١٤٢ ص ٧٤٨ دار السلام و ص ١٨٣ النسخة الباكستانية<sup>117</sup>

صحيح مسلم حديث ١٤٣ ص ٧٤٨ دار السلام و ص ١٨٣ النسخة الباكستانية ومشكوة<sup>118</sup> للمصايح ص ٩٦ النسخة الباكستانية



from the house with perfume applied, be it night or day, the reference to *Ishâ* in this hadîth should not be understood to be confined to only *Ishâ salâh*. The word *Ishâ* appears in the hadîth in view of the greater danger of misconduct and evil during the night time. The ahâdîth of Rasûlullâh ﷺ clearly brand a woman as immoral for applying perfume and emerging from the home.

Hâfiz Ibn Hajar Asqalânî (852 A.H.) رحمه الله writes:

ويلحق بالطيب ما في معناه لأن سبب المنع منه ما فيه من تحريك داعية الشهوة كحسن  
الملبس والخلى الذى يظهر والزينة الفاخرة<sup>119</sup>

Translation:

"All things similar to perfume are included in the prohibition because the reason for the prohibition is creating lust eg. attractive clothing, visible jewellery and enticing beauty."

4) The *jilbâb* (outer covering like a cloak) is indispensable. When women emerged in those days, they were thoroughly concealed in their *jilbâbs* which were large, loose outer garments or sheets of unattractive colour. The *jilbâb* was not merely flung over the shoulders. Neither did it have

<sup>119</sup> فتح الباری ج ١ ص ٢٧٩ دار احیاء التراث العربی - بیروت و لامع الدراری علی جامع البخاری ج ١ ص ٣٥٧

any decorative or fancy lacing or *niqâb* (face-veil). It was not designed to be attractive as are the cloaks of today. The *jilbâb* covered the entire body, the head and face included. It only had one opening for looking with one eye.

Hâfiz Ismâil Ibn Kathîr (774 A.H.) رحمه الله writes in his *Tafsîr*:

عن ابن عباس رضی اللہ عنہما : أمر اللہ نساء المؤمنین اذا خرجن من بیوتهن فی حاجة أن یغطین ووجوههن من فوق رءوسهن بالجلالیب ویبدین عینا واحدة<sup>120</sup>

Translation:

Abdullâh Ibn Abbâs ؓ states that Allâh ordered the Muslim women to cover their faces from above their heads with *jilbâbs* when they emerge from their homes for any necessity while they could expose one eye (for vision).

Hâfiz Ismâil Ibn Kathîr (774 A.H.) رحمه الله further writes:

وقال محمد بن سیرین سألت عبیدة السلمانی عن قول اللہ عز وجل (یدنین علیهن من

<sup>120</sup> تفسیر ابن کثیر ج ٣ ص ٥١٨ و رواتع البیان تفسیر آیات القرآن ج ٢ ص ٣٧٥ وحاشیة الجمل علی الجلالین



<sup>121</sup> جلايبهن) فغطى وجهه و رأسه و أبرز عينه اليسرى

Translation:

Ibn Sîrîn says that he asked Ubaidah Salmânî رحمه الله about the verse, "They should draw their jilbâbs over themselves". He took a sheet which he had with him and covered himself with it. He covered his whole head until it reached his eyebrows. Then he covered his face and exposed only one eye.

This narration clearly indicates how a woman should conceal herself.

Abû Hayyân Andalûsî (745 A.H.) رحمه الله the celebrated scholar of Tafsîr writes:

<sup>122</sup> قال أبو حيان: وكذا عادة بلاد الأندلس لا يظهر من المرأة الا عينها الواحدة

Translation:

This was the prevalent custom in Spain where the women only exposed one eye (and the rest of the body was completely concealed).

<sup>121</sup> أيضا و مثله في تقسيم الطمى ج ١٠ ص ٣٣٢

<sup>122</sup> البحر المحيط ج ٧ ص ٢٥٠

Imâm Abû Bakr Jassâs (370 A.H.) رحمه الله writes:

لما نزلت هذه الآية (يدين عليهن من جلايبهن) خرج نساء الأنصار كأن على رءوسهن  
<sup>123</sup> القربان من أكسية سود يلبسها

Translation:

When the verse, "They should draw their jilbâbs over themselves" was revealed, the women of the Ansâr came out as if they had crows on their heads, that is, they were completely clad in black. The resemblance to black crows is due to the black cloaks which they had donned.

Imâm Bukhârî (256 A.H.) رحمه الله has narrated the following hadîth:

عن عائشة رضى الله عنها قالت لقد كان رسول الله صلى الله عليه وسلم يصلى الفجر  
فشهد معه نساء من المؤمنات متلفعات في مروطن ثم يرجعن الى بيوتهن ما يعرفهن  
<sup>124</sup> أحد

Translation:

Âishah رضي الله عنها reports that after Rasûlullâh صلى الله عليه وسلم had

<sup>123</sup> أحكام القرآن للحصاص ج ٣ ص ٣٧٢ قال الحافظ السيوطى في الدر المنثور ٦/٦٥٩: أخرجه عبد الرزاق و عبد بن حميد وأبو داؤد (كتاب اللباس) وابن المنذر وابن أبي حاتم وابن مردويه عن أم سلمة

<sup>124</sup> صحيح البخارى حديث ٣٧٢ دار السلام - رياض و ج ١ ص ٥٤ النسخة الباكستانية



completed the Fajr salâh, the women would return home thoroughly wrapped in their sheets. They were so thoroughly covered that no one could recognize them.

5) Immediate Departure. The women had to leave the masjid immediately after the fard salâh. The following narration of *Sahîh Bukhârî* explains the practice which was adopted to ensure absolutely no contact with any males:

عن أم سلمة رضي الله عنها قالت كان رسول الله صلى الله عليه وسلم إذا سلم قام النساء  
عن نفسي تسليمه ويمكث هو في مقامه يسيرا قبل أن يقوم<sup>125</sup>

Translation:

Umme Salmah رضي الله عنها, the wife of Rasûlullâh ﷺ said, "When Rasûlullâh ﷺ used to make salâm (to terminate his salâh), the women would stand up (and depart) after he completed his salâm and he would remain seated for a while before standing up."

Commenting on this procedure adopted in the early days, Imâm Zuhri رحمته الله states:

<sup>125</sup> صحيح البخارى حديث ٨٧٠ من ٦٨ دار السلام و ج ١ ص ١٢٠ النسخة الباكستانية

قال نرى والله أعلم أن ذلك كان لكي تنصرف النساء قبل أن يدركهن من الرجال<sup>126</sup>

Translation:

"The reason for Rasûlullâh's ﷺ delay in rising after the fard salâh was to give the women the opportunity of leaving the masjid before the men." This prevented intermingling of the sexes.

6) A woman required her husband's permission to attend the congregation. Imâm Bukhârî (256 A.H.) رحمته الله has narrated the following hadîth:

عن ابن عمر رضي الله عنهما عن النبي صلى الله عليه وسلم قال إذا استأذنتكم نساءكم  
بالليل إلى المسجد فأذنوا لهن<sup>127</sup>

Translation:

Rasûlullâh ﷺ said, "When your women seek your permission to attend the masjid at night, then grant them permission."

Hâfiz Ibn Hajar (852 A.H.) رحمته الله states that had it been obligatory to attend the masjid, the condition of asking the husband would not have been made because it is not essential to seek permission for the compulsory acts of worship. This also indicates that it was not mustahab for the women to attend the congregation.

صحيح البخارى حديث ٣٧٢ من ٣٢ و ج ١ ص ٥٤ النسخة الباكستانية

صحيح البخارى حديث ٨٦٥ من ٦٨ دار السلام و ج ١ ص ١١٩ النسخة الباكستانية



### The Conduct of the Sahâbah

After the demise of Rasûlullâh ﷺ, even the Sahâbah discerned the difficulty in enforcing the strict or the exceptionally high degree of piety which had prevailed during the presence of Rasûlullâh ﷺ. Accordingly, they did not concern themselves with remedial measures. On the contrary, they banned the practice of women coming to the masjid. Their insight convinced them that if women are not prevented from the masjid, the situation will deteriorate to the extent where the masjids will be no better than the Christian churches. The consequences of females participating in public worship in congregational form are aptly mirrored in the churches.

Umar as well as other Sahaba passed the judgement that women should not attend the Masâjid due to this very same carelessness and disregard for the limitations. The remainder of the Sahaba agreed to this and none amongst them objected.

According to the jurists, every order of the Qur'an has a certain degree. The words used for a command sometimes indicate compulsion eg. "Perform salâh."

Sometimes it indicates permissibility eg. The verse:

وإذا حللتهم فاصطادوا

"When you are out of ihrâm, then you may hunt." This verse indicates the permissibility of hunting. It is not incumbent to hunt after one has come out of ihrâm.

The jurists state that the order to attend the congregation in the masjid was emphasized for males. However, this order was neither emphasized nor *mustahab* for females. It is for this reason that Rasûlullâh ﷺ said,

عن أبي هريرة رضي الله عنه عن النبي صلى الله عليه وسلم قال لولا ما في البيوت من النساء والذرية أقممت صلاة العشاء وأمرت فتياي يحرقون ما في البيوت بالنار<sup>128</sup>

Translation:

"Had there been no women and children at home, I would have ordered those houses to be burnt."

This refers to the homes of those males who do not attend the congregation

From the above hadîth it is evident that the women used to perform salât at home and it was not necessary for

رواه أحمد - مشكوة ص ٣١٥ دار الفكر - بيروت و ص ٩٧ النسخة الباكستانية ذكره الحافظ<sup>128</sup>  
الفتح (باب وجوب صلاة الجماعة) وسكت عليه وقال الهيثمي في مجمع الزوائد ٤٢/٢ رواه أحمد وأبو  
معشر ضعيف أنظر المسند ٣٦٧/٢.



them to join the jamâ'at, and because of these very women and children, Nabî ﷺ did not command the burning of the homes of those people who miss the jamâ'at. The mention of women in this hadîth indicates that they were not obligated to attend the congregation otherwise they would also have been liable for punishment. In spite of the greater rewards of congregation (27 times greater than individually-performed salâh), the fifty thousand rewards of performing salâh in Musjidun Nabawî and the great fortune of performing salâh behind Rasûlullâh ﷺ, they were encouraged to perform salâh at home where the rewards for them were greater. Had salâh in the musjid been sunnah for women, would Nabî ﷺ have commanded them to go against the sunnah? Could he have ordered them to do something that was less virtuous?

Imâm Zainud-Dîn Irâqî (806 A.H.) رحمه الله writes:

إن إطلاق الخروج لمن إلى المساجد إباحة لا ندب ولا فرض<sup>١٢٩</sup>

Translation:

"The general emergence of the women to the musjid was only a permission. It was neither preferable nor obligatory."

Imâm Abû Bakr Ibn Abî Shaybah (235 A.H.) رحمه الله states:

<sup>129</sup> كتاب طرح التريب و شرح التقريب ج (١-٢) ص ٣١٤.

عن ابن عمر انه كان لا يدع امرأة من أهله تخرج الى فطر ولا الى أضحي<sup>١٣٠</sup>

Translation:

Abdullâh Ibn Umar did not allow the women folk of his family to attend either Eidul Fitr or Eidul Adhâ.

Imâm Ibn Abî Shaybah (235 A.H.) رحمه الله has also narrated a similar view of Ibrâhîm Nakhaî رحمه الله and Qâsim رحمه الله.

### The Best Place of Worship for Women

Rasûlullâh ﷺ certainly permitted the women to attend but in the same breath, he said that the best musjid of a woman was the inner recess of her home.

The Muhaddith, Muhammad Ibn Abdullâh Al-Hâkim (405 A.H.) رحمه الله narrates:

عن أم سلمة رضي الله عنها زوج النبي صلى الله عليه وسلم قال خير مساجد النساء بيتهن<sup>١٣١</sup>

<sup>130</sup> المصنف لأبن أبي شيبة ج ٢ ص ١٨٣ ادلة القرآن باكستان

<sup>131</sup> المستدرک للحاکم ج ١ ص ٢٠٩ أخرجه الحاکم من طريق دراج عن السائب مولى أم سلمة عنها وكذلك أحمد وابن خزيمة . ودراج إنما يضعف في حديثه عن أبي الهيثم (وإن خالف بعضهم فيه) أنظر زعم في الكاشف وتعليق الشيخ محمد عوامة عليه . وقال الحافظ المنذرى في الترغيب (باب ترغيب النساء في الصلوة في بيوتهن) رواه أحمد والطبرانی في الكبير وفي إسناده ابن أبي عمير ورواه ابن خزيمة في صحيحه والحاکم من طريق دراج أبي السمع عن السائب مولى أم سلمة عنها وقال ابن خزيمة: لا أعرف السائب مولى أم



Umme Salmah ؓ says that Rasûlullâh ﷺ said, "It is better for a woman to perform her salâh in her bedroom than performing salâh in her chamber and her salâh in her chamber is better than her salâh in her courtyard and her salâh in her courtyard is better than her salâh in the local musjid."

The author of *Majmauz-Zawâid*, Hâfiz Nûrud-Dîn Alî Ibn Abî Bakr Al-Haythamî (807 A.H.) رحمه الله states:

وعن أم سلمة رضي الله عنها قالت قال رسول الله صلى الله عليه وسلم صلاة المرأة في بيتها خير من صلاحها في حجرتها وصلاحها في حجرتها خير من صلاحها في دارها وصلاحها في دارها خير من صلاحها خارج

Translation:

Umme Salmah ؓ says that Rasûlullâh ﷺ said, "The salâh of a woman in her bedroom is better than her salâh in her room and her salâh in her room is better than her salâh in her courtyard and her salâh in her courtyard is better than her salâh outside."

This hadîth and others similar to it indicate that the further a woman goes away from her place of concealment, the less her reward becomes. The

رواه الطبراني في الأوسط - مجمع الزوائد ج ٢ ص ٣٤ قال الهيثمي: رواه الطبراني في الأوسط ورجاله رجال الصحيح خلا زيد بن المهاجر فان ابن أبي حاتم لم يذكر عنه راو غير ابنه محمد بن زيد اهـ.

Translation:

Umme Salmah ؓ says that Rasûlullâh ﷺ said, "The best musjid of a woman is the innermost recess of her home."

The Muhaddith, Tabrânî رحمه الله has narrated the following hadîth:

عن أم سلمة رضي الله عنها زوج النبي صلى الله عليه وسلم قالت قال رسول الله صلى الله عليه وسلم صلاة المرأة في بيتها خير من صلاحها في حجرتها وصلاحها في حجرتها خير من صلاحها في دارها وصلاحها في دارها خير من صلاحها في مسجدها قومها

Translation:

سنة بعدالة ورجح وقال الحاكم صحيح الاسناد.  
 نهات: الاول: احمد اخرج هذا الحديث في مسنده من طريقين احدهما فيها ابن لهيعة عن دراج بالسند المذكور والثانية عن رشدين (ضعيف) حدثني عمرو عن أبي السمع (دراج) عنه. أنظر أطراف المسند ٢٩١/١.  
 الثاني: لم اجد قول ابن خزيمة هذا في المطبوع ٩٢/٣ تحت هذا الحديث.  
 الثالث: لم اجد قول الحاكم صحيح الاسناد في المطبوع ٢٠٩/١.  
 رما السائب مول أم سلمة فقد ذكره ابن أبي حاتم في المرح والتعديل ولم يذكر فيه جرحا ولا تعديلا (ج)  
 ١ ص ٢٤٣ رقم ١٠٤٣ وكذلك البخاري في التاريخ الكبير (ج ٤ ص ١٥٣ رقم ٢٢٩٥) ووثقه ابن حبان ٢٠٠/١ ونقل توثيقه عنه الحسين في الاكمال والمحافظة في تعجيل المنفعة. وللحديث شواهد أنظر الترغيب (باب المذكور) والله أعلم.

رواه الطبراني - الترغيب والترهيب ج ١ ص ٢٢٦ دار احياء التراث العربى وقال المنذرى في الترغيب ١٣٢  
 رواه الطبراني في الأوسط باسناد جيد اهـ. وله شواهد.



Translation:

Rasûlullâh ﷺ said to the tribe of Banû Salmah when they intended to move closer to the musjid, "Remain in your homes for the rewards of your steps taken to the musjid will be recorded." He repeated this for a second time.

The Muhaddith, Imâm Abû Dâwûd (275 A.H.) رحمه الله, narrates:

عن ابن عمر رضي الله عنهما قال قال رسول الله صلى الله عليه وسلم لا تمنعوا نساءكم المساجد وبيتهن خير لهن<sup>137</sup>

Translation:

Abdullah Ibn Umar ﷺ reports that Rasûlullâh ﷺ said, "Do not prohibit your women from the musjid and their houses are better for them."

The above Hadith is an order for men that if women seek permission to attend the Musjid (on condition there exists no possibility of immorality) then do not prevent them. However, women were encouraged that they should perform their salât at home instead of the Musjid because it is more virtuous for them to do so.

More encouragement is found in the Hadith of Abdullah

<sup>137</sup> رواه أبو داود - مشكوة ص ٣١٢ دار الفكر - بيروت و ص ٩٦ النسخة الباكستانية . قال الحافظ في الفتح (ج ٢ ص ٢٧٩) أخرجه أبو داود وصححه ابن خزيمة.

reason for this is that the further she goes away from her home, the more chances of misconduct there are, otherwise there was no reason to decrease her reward. This fear of misdemeanour does not arise from males; as a consequence, the further a male goes, the greater his reward.<sup>134</sup>

Abû Mûsâ Ash'arî ﷺ reports,

عن أبي موسى الأشعري رضي الله عنه قال قال رسول الله صلى الله عليه وسلم إن أعظم الناس أجرا في الصلاة أبعدهم إليها ممشى<sup>135</sup>

Translation:

Rasûlullâh ﷺ said, "Those who come for salâh from far off will obtain greater reward and those who arrive from further afield will receive even greater reward than them."

Jâbir ﷺ narrates the following hadîth,

عن جابر رضي الله عنه قال قال رسول الله صلى الله عليه وسلم لبني سلمة حين أرادوا أن يتنقلوا قرب المسجد دياركم تكتب اثاركم تكتب اثاركم<sup>136</sup>

<sup>134</sup> كفاية المفتي ج ٥ ص ٤١٥

<sup>135</sup> صحيح البخارى وصحيح مسلم حديث ٢٧٧ ص ٧٨١ دار السلام و ج ١ ص ٢٣٥ النسخة الباكستانية

<sup>136</sup> صحيح مسلم حديث ٢٨٠ ص ٧٨١ دار السلام و ج ١ ص ٢٣٥ النسخة الباكستانية



عن أم حميد امرأة أبي حميد الساعدي رضي الله عنهما أنهما جاءتا إلى النبي صلى الله عليه وسلم فقالت يا رسول الله! إني أحب الصلاة معك فقال قد علمت أنك تحبين الصلاة معي وصلاتك في بيتك خير من صلاتك في دارك وصلاتك في دارك خير من صلاتك في حجرتك وصلاتك في حجرتك خير من صلاتك في مسجد قومك وصلاتك في مسجد قومك خير من صلاتك في مسجد قومك في أقصى شيء من بيتها وأظلمه وكانت تصلي فيه حتى لقيت الله عز وجل<sup>139</sup>

Translation:

Umme Humaid reports that she went to Nabi and said: "I have the desire to perform salât with you, O Messenger of Allah!"

Nabi replied: "Verily I know you desire to perform salât with me (your fervour is commendable and it is a religious fervour) but performing salât in your inner room is more virtuous than performing it in an outer room, and your salât in the outer room is better than your salât in the courtyard and your salât performed in the courtyard is better than your salât performed in your local Musjid. Your salât performed in the local Musjid is better than your salât performed in my Musjid (i.e. Musjid-e-Nabawi)." She ordered that a musjid be built for her in her house where she continued performing

رواه أحمد - الترمذي والبيهقي ج ١ ص ٢٢٥ دار احياء التراث العربى وقال الحافظ في الفتح (باب انتظار الناس قيام الامام العالم) ولاحد والطبراني من حديث أم حميد الساعدية أنها قالت .. فذكره بنحوه في أن قال واصل أحمد حسن وله شاهد من حديث ابن مسعود عند أبي داود الخ. اه. (فتح الباري ٢/٢٧٩)

bin Masûd He reports<sup>138</sup> that Nabi said:

عن ابن مسعود رضي الله عنه قال قال رسول الله صلى الله عليه وسلم صلاة المرأة في بيتها أفضل من صلاتها في حجرتها وصلاتها في مخدعها أفضل من صلاتها في بيتها

Translation:

"It is more virtuous for a woman to perform her salât in the confines of her house rather than performing it in the courtyard and it is more virtuous to perform salât in an inner bedroom in comparison to performing it in the other sections of the house."

Due to the encouragement of Nabi, many women used to perform their salât at their homes instead of coming to Musjidun Nabawi and a few women on a special basis used to seek permission from Nabi to perform salât in the Musjid as they knew that the desire of Nabi was that women should perform salât at home. This is evident from the following hadîth of Umme Humaid:

رواه أبو داود - مشكوة ص ٣١٢ دار الفكر - بيروت وص ٩٦ النسخة الباكستانية. وأخرجه ابن حزيمة في صحيحه وتروى في سماع قتادة هذا الخبر من موريث ثقله المنزلة في الترهيب. وقال الحافظ في التكملة للطراف (ج ٧ ص ١٣١) بعد ما أورده المزي من طريق محمد بن المثنى عن عمرو بن عاصم عن همام عن قتادة عن موريث العجلي عن أبي الاحوص عن ابن مسعود قال لكن قال ابن أبي حاتم عن أبيه : رواه يحيى القطان عن شعبة عن قتادة عن عتبة بن مسعود عن أبي الاحوص وهو أشبه به. وكلام أبي حاتم هذا في العلل (٨١/١) إلا أنه قاله في حديث لابن مسعود الذي جاء بعين السند للذكر وللفظ الحديث فضل صلاة الرجل في الجماعة.



of a woman in the eyes of Allah is that salât which she performs in the darkest portion of her house".

Imâm Tabrânî رحمه الله has narrated the following hadîth:

عن ابن مسعود رضى الله عنه قال صلاة المرأة في بيتها أفضل من صلاتها في حجرتها  
وصلاتها في حجرتها أفضل من صلاتها في دارها وصلاتها في دارها أفضل من صلاتها فيما  
سواها ثم قال إن المرأة إذا خرجت استشرفها الشيطان<sup>142</sup>

Translation:

Ibn Masûd ؓ states, " It is better for a woman to perform her salâh in her bedroom than performing salâh in her chamber and her salâh in her chamber is better than her salâh in her courtyard and her salâh in her courtyard is better than her salâh in other places." Then he said, "When a woman emerges, shaytân lies in wait for her."

Imâm Tabrânî رحمه الله again narrates:

عن ابن مسعود رضى الله عنه عن النبي صلى الله عليه وسلم قال المرأة عورة وإما إذا

salâh till the end of her life.

On the basis of this hadith, Ibn Khuzaimah رحمه الله, a leading member of the Shâfi'î Fuqahâ stated:

باب اختيار صلاة المرأة في حجرتها على صلاتها في دارها وصلاتها في مسجد قومها على  
صلاتها في مسجد النبي صلى الله عليه وسلم وإن كانت صلاة في مسجد النبي صلى الله  
عليه وسلم تعدل ألف صلاة في غيرها من المساجد والدليل على أن قول النبي صلى الله  
عليه وسلم صلاة في مسجدى هذا أفضل من ألف صلاة فيما سواه من المساجد أراد به  
صلاة الرجال دون صلاة النساء<sup>140</sup>

Translation:

"...The salâh of a woman in her room is superior to her salâh in the masjid of Rasûlullâh ؓ even if her salâh there be the equivalent (in quality) of a thousand salâhs performed by males."

Ibn Khuzaimah رحمه الله further narrates:

عن عبد الله رضى الله عنه عن النبي صلى الله عليه وسلم قال إن أحب صلاة تصليها المرأة  
إلى الله في أشد مكان في بيتها ظلمة<sup>141</sup>

Translation:

Abdullah bin Masûd ؓ states: "The most beloved salât

<sup>140</sup> صحيح ابن خزيمة ج ٣ ص ٩٤

<sup>141</sup> أخرجه ابن خزيمة والطبراني في الكبير وقال الهيثمي ٣٥/٢ رجاله موثقون وأخرجه ابن خزيمة  
من حديث أبي هريرة كذلك.

رواه الطبراني في الكبير - مجمع الزوائد ج ٢ ص ٣٤ قال الهيثمي: رجاله رجال الصحيح وانظر أروا  
آخر لابن مسعود في التوحيد لابن خزيمة ص ١٨.



When she emerges from the house, shaytân lies in wait for her. (Shaytân whispers evil thoughts in the people's minds regarding her). A woman is closest to Allâh in the innermost portion of her home."

Imâm Ibn Mâjah (273 A.H) رحمه الله has narrated the following hadîth:

عن أبي هريرة رضي الله عنه أنه لقي امرأة متطيبة تريد المسجد فقال يا أمة الجبار أين تريدن؟ قالت المسجد قال وله تطيبت؟ قالت نعم قال سمعت رسول الله صلى الله عليه وسلم يقول أيما امرأة تطيبت ثم خرجت إلى المسجد لم تقبل لها صلاة حتى تغسل<sup>143</sup>

Translation:

Abû Hurairah ؓ saw a woman applying perfume and entering the masjid. He asked her, "O bondswoman of Allâh, where are you going?" She replied, "To the masjid." He asked her, "Did you apply perfume for this reason (to attend the masjid)?" She replied in the affirmative. Abû Hurairah ؓ said, "I heard Rasûlullâh ؓ saying that the woman who applies perfume and goes to the masjid, her salâh will not be accepted until she baths i.e. removes all traces of the perfume."

Imâm Tabrânî رحمه الله states:

سنن أبي ماجه ج ٢ ص ١٣٢٦ دار الفكر و حديث ٤٠٠٢ ص ٢٧١٧ دار السلام<sup>145</sup>  
الرياض ، و ص ٢٨٨ السحرة الباكستانية و مثله في سنن أبي داود في باب الشرح قال الحافظ  
المنذرى رواه الطبراني في الأوسط و رجاله رجال الصحيح. وهو شبيه ما تقدم

خرجت استشرفها الشيطان وإنما أقرب ما تكون إلى الله وهي في قعر بيتها<sup>143</sup>

Translation:

Ibn Mas'ûd ؓ reports from Nabî ؓ that a woman is a thing to be concealed. When she emerges, shaytan lies in wait for her. And she is closest to Allâh in the innermost recess of her home.

Allâmah Abdul Azîm Al-Munzirî (656 A.H) رحمه الله has narrated the following hadîth:

عن عبد الله بن مسعود رضي الله عنه عن رسول الله صلى الله عليه وسلم قال المرأة عورة وإنما إذا خرجت من بيتها استشرفها الشيطان وإنما لا تكون أقرب إلى الله منها في قعر بيتها<sup>144</sup>

Translation:

Abdullâh Ibn Mas'ûd ؓ also reports that Rasûlullâh ؓ said, "A woman is a thing to be concealed."

رواه الطبراني في الكبير - مجمع الزوائد ج ٢ ص ٣٥ وقال الهيثمي : رجاله موثقون. وقال الحافظ<sup>143</sup>  
المنذرى في الترغيب عن ابن مسعود عن النبي صلى الله عليه وسلم قال المرأة عورة فإذا خرجت استشرفها  
الشيطان رواه الترمذى وقال حديث حسن صحيح غريب وابن خزيمة وابن حبان في صحيحهما بلفظه وزاد  
وأقرب ما تكون من وجهها وهي في قعر بيتها. اه

رواه الطبراني في الأوسط - الترغيب والترهيب ج ١ ص ٢٢٦<sup>144</sup>



الله عز وجل<sup>147</sup>

Translation:

Thereafter Umme Humaid ؓ ordered a place to be made for salâh for her in the darkest room of her house and she performed salâh there till her death.

Imâm Bukhârî (256 A.H) رحمه الله has narrated the following hadîth:

عن عائشة رضى الله عنها قالت لو أدرك رسول الله صلى الله عليه وسلم ما أحدث

النساء لمنعهن المسجد كما منعت نساء بني إسرائيل<sup>148</sup>

Translation:

Âishah ؓ says, "Had Rasûlullâh ؓ seen the behaviour of women, he would have prohibited them from going to the masjid as the women of the Banû Isrâîl were prohibited."

Commenting on the statement of Âishah ؓ, Moulânâ Muhammad Yahyâ Kândhelwî (1334

قال الميمني : رواه أحمد ورجاله رجال الصحيح غير عبد الله بن سويد الأنصاري وثقه ابن

صحيح البخاري ج ١ ص ١٢٠ وصحيح مسلم ج ١ ص ١٨٣ والمصنف لعبد الرزاق ج ٢ ص ١٨٩

عن أم حميد رضى الله عنها قالت قلت يا رسول الله يمنعنا أزواجنا أن نصلى معك ونحب  
الصلاة معك فقال رسول الله صلى الله عليه وسلم صلاتكن في بيوتكن أفضل من  
صلاتكن في حجركن وصلاتكن في حجركن أفضل من صلاتكن في دوركن وصلاتكن  
في دوركن أفضل من صلاتكن في الجماعة<sup>146</sup>

Translation:

Umme Humaid ؓ (the wife of the Sahâbî, Abû Humaid As-Sâ'idî ؓ) said that the men of her tribe used to prohibit their women from attending the masjid. She told Rasûlullâh ؓ that they very much desired to perform salâh in congregation with him but their husbands were preventing them from doing so. Rasûlullâh ؓ replied, "For you to perform salâh in your inner rooms is better than performing salâh in your chambers. And performing salâh in your chambers is better than salâh in your courtyards. And performing salâh in your courtyard is better than performing salâh in congregation (with me in Masjidun Nabawî)."

قلت فأمرت فبنى لها مسجد في أقصى بيت في بيتها وأظلمه فكانت تصلى فيه حتى لقيت

رواه الطبراني في الكبير - مجمع الزوائد ج ٢ ص ٣٤. قال الميمني رواه الطبراني في الكبير وفيه ابن  
لقية وفيه كلام. وقد مر باختلاف يسير. وأخرجه أحمد نحوه وقد مر أن الحافظ حسن إسناده.



A.H.) رحمه الله writes in *Al-Kaukabud-Durrî*:

فهذا من قوله دليل على سعة علمها ووفور حكمتها<sup>149</sup>

Translation:

"The statement of Âishah ؓ indicates her vast knowledge and abundant wisdom."

When Amîrul Mu'minîn Umar ؓ finally enacted the prohibition to prevent women from going to the masjid, they complained to Âishah ؓ.

Allâmah Muhammad Ibn Mahmûd Akmalud-Dîn Al-Bâbartî رحمه الله states:

ولقد لم يحرّم عمر النساء عن الخروج إلى المساجد فشكلن إلى عائشة رضي الله عنها فقالت

لو علم النبي صلى الله عليه وسلم ما علم عمر رضي الله عنه ما أذن لكن في الخروج<sup>150</sup>

Translation:

Umar ؓ had prohibited the women from attending the masjid. As a result, the women complained to Âishah ؓ. In response to their complaint, Âishah ؓ

<sup>149</sup> الكوكب الدرّي على جامع الترمذی ج ١ ص ٤٣٤

<sup>150</sup> العایة شرح الهدایة مع شرح فتح القدیر ج ١ ص ٣٧٦

replied, "If Nabî ؐ had known what Umar knows (of the condition of women), he would not have granted you permission to emerge (i.e. to leave your homes and come to the masjid for salâh).

Sheikh Ibn Arabî (543 A.H) رحمه الله states in his annotation of *Jâmi' Tirmizî*:

رأت عائشة وابن مسعود رضي الله عنهما في جماعة أن يمنع النساء المساجد وأن يخرجن

قعر بيوتهن<sup>151</sup>

Translation:

"Âishah ؓ and Ibn Mas'ûd ؓ are of the opinion that women should be prevented from the Musjids and that they should necessarily cling to the dark corners of their home (when performing salâh)."

Hâfiz Nûrud-Dîn Alî Ibn Abî Bakr Al-Haythamî (807 A.H.) رحمه الله states:

ولعمر عند أحمد عن سالم قال كان عمر رجلا غيورا فكان إذا خرج إلى الصلاة

عارضه الأحمدي بشرح صحيح الترمذی ج ٢ ص ١٤٠



عاتكة بنت زيد فكان يكره خروجها ويكره منعها<sup>152</sup>

**Translation:**

When Umar رضي الله عنه used to proceed to the masjid for salâh, his wife Âtikah رضي الله عنها used to follow him. Umar رضي الله عنه was extremely bashful and disliked her going to the masjid.

Imâm Bukhârî (256 A.H) رحمه الله has narrated the following hadîth:

عن ابن عمر رضي الله عنهما قال كانت امرأة لعمر تشهد صلاة الصبح والعشاء في الجماعة فقيل لها لم تخرجين وقد تعلمين أن عمر يكره ذلك ويغار قالت فما يمنعه أن

يهان قالوا يمنعه قبل رسول الله صلى الله عليه وسلم لا تمنعوا أماء الله مساجد الله<sup>153</sup>

**Translation:**

Abdullâh Ibn Umar رضي الله عنه reports that the wife of Umar رضي الله عنه used to attend the Fajr and Ishâ Salâts in the masjid. She was asked why she went out when she knew that Umar رضي الله عنه disliked this act and he was bashful. She asked, "Then why does he not prevent me from going?" The people said, "The statement of Rasûlullâh صلى الله عليه وسلم 'Do not prevent the female slaves

<sup>152</sup> مجمع الزوائد ج ٢ ص ٣٣

<sup>153</sup> صحيح البخارى حديث ٩٠٠ ص ٧٠ دار السلام و ج ١ ص ١٢٣ النسخة الباكستانية

of Allâh from attending the musjids of Allâh' prevents him from doing so."

This hadîth explicitly states that Umar رضي الله عنه disliked women attending the Fajr and Ishâ Salâts. This hadîth is reported in Muwattâ Imâm Mâlik with the statement that when the wife of Umar رضي الله عنه would ask him permission to attend, he would remain silent. The above narration of Bukhârî explicitly indicates that the silence of Umar رضي الله عنه was not due to his acceptance but on the contrary it was due to abhorrence.

Âtikah رضي الله عنها, the wife of Umar رضي الله عنه, explaining her reason for having discontinued her practice of attending the masjid, said,

كنا نخرج حين كان الناس ناسا<sup>154</sup>

**Translation:**

"We used to emerge when people where yet people."

Hadrat Âtikah's attitude indicates that the practice of women attending the masjid was discontinued in the early stages of Islam.

<sup>154</sup> لامع الدرارى ج ١ ص ٣٥٨



عاتكة بنت زيد فكان يكره خروجها ويكره منعها<sup>152</sup>

Translation:

When Umar رضي الله عنه used to proceed to the masjid for salâh, his wife Âtikah رضي الله عنها used to follow him. Umar رضي الله عنه was extremely bashful and disliked her going to the masjid.

Imâm Bukhârî (256 A.H) رحمته الله has narrated the following hadîth:

عن ابن عمر رضي الله عنهما قال كانت امرأة لعمر تشهد صلاة الصبح والعشاء في الجماعة فقيل لها لم تخرجين وقد تعلمين أن عمر يكره ذلك ويغار قالت فما يمنعه أن

ينها قالوا يمنعه قبل رسول الله صلى الله عليه وسلم لا تمنعوا أماء الله مساجد الله<sup>153</sup>

Translation:

Abdullâh Ibn Umar رضي الله عنهما reports that the wife of Umar رضي الله عنه used to attend the Fajr and Ishâ Salâts in the masjid. She was asked why she went out when she knew that Umar رضي الله عنه disliked this act and he was bashful. She asked, "Then why does he not prevent me from going?" The people said, "The statement of Rasûlullâh صلى الله عليه وسلم 'Do not prevent the female slaves

of Allâh from attending the musjids of Allâh' prevents him from doing so."

This hadîth explicitly states that Umar رضي الله عنه disliked women attending the Fajr and Ishâ Salâts. This hadîth is reported in Muwattâ Imâm Mâlik with the statement that when the wife of Umar رضي الله عنه would ask him permission to attend, he would remain silent. The above narration of Bukhârî explicitly indicates that the silence of Umar رضي الله عنه was not due to his acceptance but on the contrary it was due to abhorrence.

Âtikah رضي الله عنها, the wife of Umar رضي الله عنه, explaining her reason for having discontinued her practice of attending the masjid, said,

كنا نخرج حين كان الناس ناسا<sup>154</sup>

Translation:

"We used to emerge when people were yet people."

Hadrat Âtikah's attitude indicates that the practice of women attending the masjid was discontinued in the early stages of Islam.

<sup>152</sup> مجمع الزوائد ج ٢ ص ٣٣

<sup>153</sup> صحيح البخارى حديث ٩٠٠ ص ٧٠ دار السلام و ج ١ ص ١٢٣ السعة الباكستانية

<sup>154</sup> لامع الدرارى ج ١ ص ٢٥٨



Âtikah was initially married to Abdullah, the son of Abu Bakr ؓ. They were greatly attached to each other. When he was martyred, she married Umar ؓ. According to a narration, she married Zaid Ibn Khattâb ؓ first before marrying Umar ؓ. After the demise of Umar ؓ, Zubair Ibnul Awwâm ؓ proposed to her. She was a beautiful woman and possessed excellent character. She made a condition with him not to prevent her from attending the musjid for Ishâ Salâh, not to beat her and not to prohibit her rights. These were the same three conditions she had made with Umar ؓ. Zubair ؓ accepted these conditions although he disliked her action of going out. When he told her about his feelings, she asked him why he did not prevent her. He replied that he had to abide by the condition she had initially made. Nevertheless, he thought of a plan in order to prevent her from leaving the home. One day he waited for her to pass by on the road to the musjid. It was dark and she did not see him. As she passed by, he touched her buttocks. She became very upset and immediately recited,

انا لله وانا اليه راجعون

Translation:

"To Allâh do we belong and to him do we return."  
Then she returned home. On the following day when it was time for the Ishâ Salâh and she heard the azân, she did not make any movement. Zubair

ؓ asked her the reason for not doing so. She replied that the times had become corrupt. She then took an oath never to go out again. Zubair ؓ now knew that she would never emerge again. He then informed her of what had happened. According to one narration, after the death of Zubair ؓ she married Hasan Ibn Ali ؓ who was her last husband.<sup>155</sup>

Imâm Tabrânî رحمہ اللہ has narrated the following hadîth:

عن أبي عمرو الشيباني أنه رأى عبد الله يخرج النساء من المسجد يوم الجمعة ويقول  
أخرجن إلى بيوتكن خير لكن<sup>156</sup>

Translation:

Abû Amr As-Shaybânî narrates that he saw Abdullâh Ibn Mas'ûd ؓ expelling the women from the musjid on Fridays and saying to them, "Go home as your homes are better for you."

Commenting on this hadîth, Muftî Kifâyatullâh

<sup>155</sup> التمهيد لابن عبد البر ج ١٠ ص ٢٤٣، ٢٤٥ والاستيعاب ج ٤ ص ١٨٧٩ رقم ٤٠٢٤.

<sup>156</sup> رواه الطبراني في الكبير - مجمع الزوائد ج ٢ ص ٣٥ أثر عبد الله بن مسعود قال الهيثمي في الجمع رواه الطبراني في الكبير ورجاله موثقون وقال المنذرى في الترغيب رواه الطبراني في الكبير بإسناد لا بأس به.



Âtikah was initially married to Abdullah, the son of Abu Bakr ﷺ. They were greatly attached to each other. When he was martyred, she married Umar ﷺ. According to a narration, she married Zaid Ibn Khattâb ﷺ first before marrying Umar ﷺ. After the demise of Umar ﷺ, Zubair Ibnul Awwâm ﷺ proposed to her. She was a beautiful woman and possessed excellent character. She made a condition with him not to prevent her from attending the masjid for Ishâ Salâh, not to beat her and not to prohibit her rights. These were the same three conditions she had made with Umar ﷺ. Zubair ﷺ accepted these conditions although he disliked her action of going out. When he told her about his feelings, she asked him why he did not prevent her. He replied that he had to abide by the condition she had initially made. Nevertheless, he thought of a plan in order to prevent her from leaving the home. One day he waited for her to pass by on the road to the masjid. It was dark and she did not see him. As she passed by, he touched her buttocks. She became very upset and immediately recited,

انا لله وانا اليه راجعون

Translation:

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ﷺ asked her the reason for not doing so. She replied that the times had become corrupt. She then took an oath never to go out again. Zubair ﷺ now knew that she would never emerge again. He then informed her of what had happened. According to one narration, after the death of Zubair ﷺ she married Hasan Ibn Ali ﷺ who was her last husband.<sup>155</sup>

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أخرجن إلى بيوتكن خير لكن<sup>156</sup>

Translation:

Abû Amr As-Shaybânî narrates that he saw Abdullâh Ibn Mas'ûd ﷺ expelling the women from the masjid on Fridays and saying to them, "Go home as your homes are better for you."

Commenting on this hadîth, Muftî Kifâyatullâh

<sup>155</sup> التمهيد لابن عبد البر ج ١٠ ص ٢٤٣، ٢٤٥ والاستيعاب ج ٤ ص ١٨٧٩ رقم ٤٠٢٤.

<sup>156</sup> رواه الطبراني في الكبير - مجمع الزوائد ج ٢ ص ٣٥ أثر عبد الله بن مسعود قال الهيثمي في المجمع رواه الطبراني في الكبير ورجاله موثقون وقال المنذرى في الترغيب رواه الطبراني في الكبير باسناد لا بأس به.



ruling is an old woman that has lost hope due to old age and she is in her *manqal* (socks). It was asked what is her *manqal*. Abû Bakr said it refers to an old woman who takes short steps.

Allâmah Zafar Ahmad Uthmânî (1310-1394 A.H.) states:

ينبغي تقييده بوقت الضرورة كما اذا حضرت المسجد للطواف في الحج والعمرة فلا بأس لها بأن تصلي فيه وحدها أو جماعة أو حضرت المسجد النبوي للتسليم والصلاة على النبي صلى الله عليه وسلم فلا بأس لصلاتها في المسجد تحية أو مكتوبة وأما أن تأتي المسجد الحرام أو المسجد النبوي لأجل الصلاة فحسب فينا فيه قوله صلى الله عليه وسلم : صلاتك في بيتك خير من صلاتك في حجرتك" الى أن قال : ومن صلاتك في مسجدي والله أعلم.<sup>159</sup>

Translation:

This narration has to be confined to the time of necessity. For example, when a woman attends the Masjidul Harâm for tawâf during hajj and umrah, there is no harm in performing salâh alone or joining the congregation. Or she attends the Masjidun Nabawî to offer salâm, there is no harm in performing *tahîyyatul musjid salâh* or a fard salâh. However, if she comes to Masjidul Harâm or Masjidun Nabawî with the sole purpose of performing salâh, then this action contradicts the statement of Rasûlullâh ﷺ: "Your salâh in your

<sup>159</sup> اعلاء السنن للمحدث ظفر أحمد عثمان (١٣١٠، ١٣٩٤) ج ٤ ص ٢٢٢، ٢٢١.

(1372 A.H) رحمه الله states that encouraging women to attend the Jumu'ah Salâh is in conflict with this hadîth.<sup>157</sup>

Imâm Abdur-Razzâq (211 A.H) رحمه الله states in his *Musannaf*:

عن أبي عمرو الشيباني قال جاء رجل فقال كان يقال صلاة المرأة في بيتها خير من صلاتها في دارها فقال له أبو عمر ولم تطول ؟ سمعت رب هذه الدار يعني ابن مسعود يخلف فيبلغ في البعير ، ما مصلي لإمرأة خير من بيتها الا في حج أو عمرة إلا امرأة قد يشت من البعولة فهي في منقلبيها ، قيل مامنقلبيها ؟ قال أبو بكر إمرأة عجوز قد تقارب خطوها<sup>158</sup>

Translation:

Abû Amr As-Shaybânî says that a man came and said, "It used to be said that a woman's salâh is better in her home than her courtyard. Abû Amr asked him, "Why are you delaying? I heard the master of this house viz. Ibn Mas'ûd taking an oath and emphasizing his oath and saying that no salâh is better for a woman than the one in the house except in hajj and umrah. The exception from this

<sup>157</sup> كفاية المفتي ج ٣ ص ٢٤٤.

<sup>158</sup> أخرجه عبد الرزاق (ج ٣ ص ١٥٠) عن الثوري عن أبيه عن أبي عمرو الشيباني وبسط الشيخ حبيب الرحمن الأعظمي في طريقه في التعليق. وقال الميمني في مجمع الزوائد ٣٥/٢ رواه الطبراني في الكبير (٣٣٩/٩) رجاله موثقون (وهو من طريق عبد الرزاق). اه وانظر اعلاء السنن ٢٣١/٤ وما مر من تنويب ابن حزيمة.



inner chamber is better than your salâh in your room..." until he said, "and better than your salâh in my masjid." And Allâh knows best.

Sheikh Muhammad Zakariyyâ Kândhelwî (1402 A.H) رحمه الله states in his annotation of *Sahîh Bukhârî*:

<sup>160</sup> كان ابن عمر رضي الله عنه يقوم بحصب النساء يوم الجمعة يخرجهن من المسجد

Translation:

Abdullâh Ibn Umar رضي الله عنه used to stand up on Fridays and expel the women from the masjid. This occurred in the presence of all the Sahâbah رضي الله عنهم and none of them objected to his practice.

Imâm Abdur-Razzâq (211 A.H) رحمه الله has narrated the following hadîth in his *Musannaf*:

<sup>161</sup> عن أعمش عن إبراهيم قال كن له ثلاث نسوة ما صلت واحدة منهن في مسجد الحى

Translation:

A'mash رحمه الله reports that Ibrâhîm Nakha'î رحمه الله had three wives and none of them performed salâh in the masjid of the locality.

Âishah رضي الله عنها reports:

عن عائشة رضي الله عنها قالت كان نساء بني اسرائيل يتخذن أرجلا من خشب يتشرفن  
للرجال في المساجد فحرم الله عليهن المهادن ...<sup>162</sup>

Translation:

"The women of the Banû Isrâîl used to make wooden stilts to peek at the men in the masjid. As a result, Allâh made the masjids harâm for them ..."

This hadîth indicates that when the intention of the Israelite women became corrupted and they desired evil, Allâh prohibited them from the masjid. Accordingly, the evil and misconduct prevalent after the era of Rasûlullâh ﷺ also requires the same judgement to be passed against the attendance of women, namely that they should be prohibited. If

<sup>161</sup> المصنف لعبد الرزاق ج ٣ ص ١٥٠-١٥١

<sup>162</sup> المصنف لعبد الرزاق ج ٣ ص ١٤٩ قال الحافظ في الفتح: أخرجه عبد الرزاق بإسناد صحيح وروى عبد الرزاق أيضا نحوه عن ابن مسعود بإسناد صحيح.

<sup>160</sup> أخرجه ابن أبي شيبة في مصنفه ٣٨٤/٢ فقال: حدثنا وكيع ثنا سفيان عن أبي فروة الحمداق عن أبي عمرو الشيباني قال رأيت ابن مسعود يحصب النساء يخرجهن من المسجد يوم الجمعة. وانظر لامع الدرارى ج ١ ص ٣٥٧



any order of the previous ummats has not been abrogated by Sharī'ah, then it will still be applied in this ummah.<sup>163</sup>

### **The Fuqahâ and the Muhaddithîn**

The Fuqahâ and Muhaddithîn were men of great piety and intellect who followed the Sahâbah رضي الله عنهم. They lived in the *khairul qurûn* (the best era), having obtained their knowledge and training at the hands of the Sahâbah رضي الله عنهم and Tâbi'în. What was their attitude to women emerging from their homes to attend the musjid?

The Muhaddith Abdur Razzâq (211 A.H) رحمته الله quotes:

أخرج عبد الرزاق عن عبيد الله بن عمر عن نافع أنه كان لا يخرج نسائه في العيد<sup>١٦٤</sup>

Translation:

"Ubaidullâh Ibn Umar states that Nâfi' would not allow his wives to attend the Eid Salâh."

Imâm Tirmizi (279 A.H) رحمته الله narrates:

<sup>163</sup> كفاية المفسر ج ٥ ص ٤٢٢

<sup>164</sup> المصنف لعبد الرزاق ج ٣ ص ٣٠٣ وأخرج ابن أبي شيبة (١٨٣/٢) حدثنا وكيع عن سفيان عن عبد الله بن جابر عن نافع عن ابن عمر أنه كان لا يخرج نسائه في العيدين.

ويروى عن سفيان الثوري أنه كره اليوم الخروج للنساء إلى العيد<sup>١٦٥</sup>

Translation:

It is reported that Sufyân Thaurî رحمته الله, a great scholar of Hadith and a teacher of the *Sihah Sittah* (six authentic compilations of Hadith), disliked the emergence of women nowadays for the Eid Salâh.

Abdullâh Ibn Mubârak (181 A.H) رحمته الله, the great Tâbi'î and reputable scholar of Hadith was the teacher of Imâm Bukhari (256 A.H). Regarding him, Imâm Bukhari رحمته الله writes in his booklet<sup>166</sup> "قرة العينين جزء رفع اليدين":

"Imâm Abdullah Ibn Mubârak رحمته الله was the greatest Âlim (learned man) of his time. If the people, instead of following other less knowledgeable scholars, followed him, it would have been better."

The following quotation has been narrated from Abdullâh Ibn Mubârak رحمته الله:

أكره اليوم الخروج للنساء في العيدين فإن أبت المرأة إلا أن تخرج فليأذن لها زوجها أن تخرج في أطمارها ولا تترين فإن أبت أن تخرج كذلك فللزوجة أن يمنعها عن الخروج<sup>١٦٧</sup>

<sup>165</sup> جامع الترمذي حديث ٥٤٠ ص ١٦٩٨ ج ١ ص ١٢٠ نسخة الباكستانية

<sup>166</sup> قرة العينين للبخاري ص ٣٥

<sup>167</sup> جامع الترمذي ص ١٦٩٨ دار السلام الرياض ونقل قول عبد الله بن المبارك الحافظ ابن عبد البر



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Translation:

"Ubaidullâh Ibn Umar states that Nâfi' would not allow his wives to attend the Eid Salâh."

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<sup>163</sup> كفاية المفسر ج ٥ ص ٤٢٢

<sup>164</sup> المصنف لعبد الرزاق ج ٣ ص ٣٠٣ وأخرج ابن أبي شيبة (١٨٣/٢) حدثنا وكيع عن سفيان عن عبد الله بن جابر عن نافع عن ابن عمر انه كان لا يخرج نسائه في العيدين.

ويروى عن سفيان الثوري أنه كره اليوم الخروج للنساء إلى العيد<sup>١٦٥</sup>

Translation:

It is reported that Sufyân Thaurî رحمته الله, a great scholar of Hadith and a teacher of the *Sihah Sittah* (six authentic compilations of Hadith), disliked the emergence of women nowadays for the Eid Salâh.

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<sup>165</sup> جامع الترمذي حديث ٥٤٠ ص ١٦٩٨ ج ١ ص ١٢٠ النسخة الباكستانية

<sup>166</sup> قرة العينين للبخاري ص ٣٥

<sup>167</sup> جامع الترمذي ص ١٦٩٨ دار السلام الرياض ونقل قول عبد الله بن المبارك الحافظ ابن عبد البر



## Translation:

"I dislike women to emerge nowadays for the Eid Salâhs. If the wife insists on emerging, the husband should permit her to go out in tattered clothing and not beautify herself. If she refuses to go out in that state, the husband may prevent her from emerging."

The Muhaddith, Ibn Khuzaimah رحمه الله states:

عن عبد الله قال اذا لبست المرأة ثيابها ثم خرجت قيل أين تذهبن فتقول أعود مريضا أو أصلى على جنازة أو أصلى في مسجد فقيل وما تريدن بذلك فتقول وجه الله والذي لا اله غيره ما التمسست المرأة وجه الله بمثل ان تقر في بيتها وتعبد ربه<sup>168</sup>

## Translation:

Abdullâh states: When a woman wears her clothing and goes out and if she is asked, "Where do you intend going to?", she will reply, "I want to visit the sick or perform janâzah salâh or perform salâh in the masjid." If she is asked, "What is your intention by doing that?" she replies, "To seek the pleasure of Allâh." I take an oath in the name of the Being besides whom no one else is a deity, a woman can never achieve the pleasure of Allâh in

التمهيد ٢٤١/١٠ ثم قال : أقوال العلماء في هذا الباب متقاربة المعنى وخيرها قول ابن المبارك لأنه غير مخالف لشيء منها ويشهد له قول عائشة لو أدرك رسول الله صلى الله عليه وسلم ما أحدثه النساء لمعهن المسجد ومع أحوال الناس اليوم (٥٤٦٣) ومع فضل صلاة المرأة في بيتها فتدبر ذلك.

كتاب التوحيد وإثبات صفات الرب لابن حزم ص ١٨<sup>168</sup>

any act like how she does when she remains in the confines of her home and worships her Lord.

Allâmah Taqîud-dîn Ibn Daqîq Al-Îd (702 A.H.) رحمه الله explains the reason for the women attending the masjid during the era of Rasûlullâh ﷺ:

والمقصود بذلك بيان المبالغة في الاجتماع واظهار الشعار وقد كان ذلك الوقت أهل الإسلام في حيز القلة فاحتيج الى المبالغة باخراج العواتق وذوات الخدور<sup>169</sup>

## Translation:

"The aim was that the congregation be larger in size and that the distinguishing characteristic of Islam be exposed. At that time, the number of Muslims was less. Accordingly, there was a need for allowing the old women and those who were veiled to attend the congregation."

Allâmah Muhammad Yahya Kandhelwî (1334 A.H.) رحمه الله writes in *Al-Kaukabud-Durri*:

وفي ذلك إظهار شوكة المسلمين وتكثير سوادهم وما ينعكس من أنوار صلواتهم على

غيرهم<sup>170</sup>

غيرهم

إحكام الأحكام شرح عمدة الأحكام ج ١ ص ١٣٣ الجزء الثاني - دار الكتب العلمية - بيروت<sup>170</sup>

الكوكب النورى على جامع الترمذى - ج ١ ص ١٣١<sup>170</sup>



## Translation:

"The benefit of emerging for the Eid Salâh is to display the authority of the Muslims and show their large numbers. Furthermore, the spiritual light and effulgence of the pious can be transposed on to the others."

Allâmah Muhammad Yûsuf Al-Binnorî (1397 A.H.) رحمه الله quotes Imâm Tahâwî (321 A.H.) رحمه الله:

كان الأمر بخروجهن أول الإسلام لتكثر المسلمين في أعين العدو<sup>171</sup>

## Translation:

"The order for women to attend the congregation of Eid during the earlier period of Islam was in order to increase the number of Muslims in the eyes of the disbelievers."

Allâmah Yûsuf Binnorî (1397 A.H.) رحمه الله further goes on to quote the sources of all the different schools of thought after which he says:

وعلم منه أن أصل مذهبنا كما قاله شيخنا جواز الخروج للنساء للعيدين غير أنه منعه  
الشايخ وأرباب الفتوى لفساد الزمان فما يصدر الطعن من المدعين العمل بالحديث على

<sup>171</sup> سارفت السن للعلامة محمد يوسف بنوري ج ٤ ص ٤٤٥ وقال الامام أبو جعفر  
الطحاوي فيما نقله عنه الجصاص في مختصر اختلاف العلماء (ج ١ ص ٢٢٢): ويحتمل ان يكون  
ذلك والمسلمون قليل فأراد التكثر بحضورهن اربابا للعدو واليوم فلا يحتاج الى ذلك.

المذهب الحنفي في هذه المسألة إنما هو من قلة التدبر والغفلة عن أصل المذهب<sup>172</sup>

## Translation:

"From this it can be realized that the original verdict of our math-hab as our Sheikh (Allâmah

Anwar Shâh Kashmîrî رحمه الله) has stated<sup>173</sup> is that it is

permissible for women to attend the Eid Salâh except that the Mashâikh and Muftîs have prohibited it due to the corruption of the times. Accordingly, those who claim to practise on the ahâdîth and who have accused the Hanafî Math-hab have done this due to lack of understanding and ignorance of the principles of the math-hab."

## Old Women

Among the early Fuqahâ, there existed a difference of opinion regarding the question of old women attending the masjid. While some Fuqahâ maintained that old women may come to the masjid for certain salâh only<sup>174</sup>, others averred that they may attend all salâhs. However, regarding

<sup>172</sup> أيضا ص ٤٤٧

<sup>173</sup> العرف الشاذ للعلامة محمد أنور شاه الكشميرى ص ١١٨

<sup>174</sup> روى أبو حنيفة عن حماد عن ابراهيم عن الشعبي عن ابن عمر أن النبي صلى الله عليه وسلم  
رحص في الخروج لصلاة القعدة والعشاء الآخرة للنساء... عقود الجواهر النيفة للامام مرتضى  
الزبيدي ج ١ ص ٧١ - النسخة الباكستانية



women who are of marriageable age, the ruling of prohibition is emphatic.

The following ruling is recorded in *Al-Hidâyah*:

ويكره لمن حضور الجماعة يعني الشواب منهن لما فيه من خوف الفتنة ولا بأس للعجوز  
أن تخرج في الفجر والمغرب والعشاء<sup>175</sup>

Translation:

"It is *makrûh* for young women to be present for Jamâ'ah (that is, salâh in the masjid). However, old women may come for Fajr, Maghrib and Ishâ according to Imâm Abû Hanîfah ر.ح.ه. According to Imâm Abû Yûsuf and Imâm Muhammad ر.ح.ه. it is permissible for old women to attend the masjid for all salâhs."

### Other Schools of Thought

The ruling of the Shâfi'î Math-hab is as follows:

وحكى الرافعي وجها أنه لا يستحب لمن الخروج بحال . ثم قال وهذا كله حكم العجائز  
الواتي لا يشتهين وأما الشابة وذات الجمال ومن تشتهى فيكره لمن الحضور لما في ذلك

<sup>175</sup> الهداية ج ١ ص ٦١ دار الكتب العلمية - بيروت

<sup>176</sup> من خوف الفتنة عليهن ومن

Translation:

Râfi'î has narrated that it is not preferable at all for women to emerge. This is with regards to old women who do not incite desire in males. As for young girls, attractive women and those who arouse desires, it is *makrûh* for them to attend the congregation due to misconduct either due to them or due to others.

Allâmah Ainî (855 A.H) ر.ح.ه. writes about the Mâlikî Math-hab:

<sup>177</sup> وعن مالك أن هذا الحديث ونحوه محمول على العجائز

Translation:

According to Imâm Mâlik (179 A.H) ر.ح.ه. the ahâdith indicating permissibility apply only to old women.<sup>178</sup>

Accordingly, the Mâlikî Math-hab is similar to

<sup>176</sup> شرح المذهب كما في معارف المتن ج ٤ ص ٤٤٦

<sup>177</sup> عمدة القارى شرح صحيح البخارى ج ٦ ص ١٥٧

<sup>178</sup> لامع الدرارى على جامع البخارى ج ١ ص ٣٥٧



what Allâmah Aini رحمه الله has mentioned in Umdatul Qârî in that old women are permitted while young girls are not.<sup>179</sup>

The Hambalî Math-hab has the following ruling:

خروج النساء يوم العيد إلى المصلى جائز غير مستحب قال وكرهه النخعي ويحى

الأصارى ... وسفيان وابن المبارك ... وكرهوا للشابة لما في خروجهن من الفتنة<sup>180</sup>

Translation:

"The emergence of women for the Eid Salâh is permissible but not preferable. Ibrâhim Nakha'î, Yahyâ Ansârî, Sufyân and Ibnul Mubâarak have regarded it as makrûh. It is also makrûh for young women to emerge due to misconduct."

This is the view held generally by the early Fuqahâ of Islam. However, the later Fuqahâ expanded on the prohibition to include all women, even women of old age. In view of the deterioration in the morals of people and the rise of vice, the Fuqahâ upheld the total prohibition of women attending the musjid.

Sheikh Muhammad Ibn Mahmûd Akmalud-Dîn Al-Bâbartî رحمه الله writes in his annotation of *Al-Hidâyah*:

<sup>179</sup> المدونة ج ١ ص ١٥٥

<sup>180</sup> المغنى ج ٢ ص ٢٣٢

والفتوى اليوم على كراهة حضورهن في الصلوات كلها لظهور الفساد<sup>181</sup>

Translation:

"Today the verdict is that it is makrûh for women to attend all salâhs due to the prevalence of immorality."

Allâmah Ainî (855 A.H) رحمه الله writes:

<sup>182</sup> وخروجهن سبب للحرام وما يفضى إلى الحرام فحرام

Translation:

"Their emergence is a cause of harâm and whatever leads to harâm is also harâm."

A similar statement can be found in Allâmah Alâ-ud-Dîn Al-Kâsânî's (587 A.H) رحمه الله *Al-Badâi-As-Sanâi'*.<sup>183</sup>

<sup>181</sup> العناية شرح الهداية مع فتح القدير دار الكتب العلمية ج ١ ص ٣٧٧

<sup>182</sup> البنابة في شرح الهداية ج ٢ ص ٤١٣

<sup>183</sup> كتاب بدائع الصنائع في ترتيب الشرائع ج ١ ص ١٥٧ - ايج لم سعيد كمبى - كراتشى -



Hâfiz Ibn Hajar Asqalânî (852 A.H) رحمه الله states:

ان حيث كان في خروجهم اختلاط بالرجال في المسجد أو طريقه أو قويت خشية الفتنة عليهم لتزينهن وتبرجهن حرم عليهن الخروج ... ووجب على الامام أو نائبه منعهن عن

ذلك<sup>184</sup>

Translation:

"When intermingling with males prevails, whether in the masjid or on the roads or there exists the danger of misdemeanour because of women's adornment and displays of beauty, then it is forbidden for them to emerge ... it is incumbent on the Imâm or his representative to prevent women from emerging."

Allâmah Ibn Humâm (869 A.H) رحمه الله said:

عمم المتأخرون المنع للمحائز والشواب في الصلوات كلها لغلبة الفساد في سائر

الأوقات<sup>185</sup>

باكستان

لامع الدراري ج ١ ص ٣٥٧<sup>184</sup>

فتح القدير شرح الهداية ج ١ ص ٣٧٦<sup>185</sup>

Translation:

"The latter Fuqahâ have stated that the prohibition includes young as well as old women. The prohibition applies to all the salâhs because of the danger of the prevalence of unchaste behaviour at all times."

Mullâ Ali Qârî (1014 A.H.) رحمه الله states<sup>186</sup>:

والمختار منع المعجوز عن حضور الجماعة في جميع الأوقات فضلا عن الشابة لما روى البخاري عن يحيى بن سعيد عن عمرة عن عائشة رضي الله عنها أنها قالت لو أدرك رسول الله صلى الله عليه وسلم ما أحدث النساء لمنعهن كما منعت نساء بني إسرائيل قلت لعمره أو ممنعن؟ قالت نعم. وتقول عائشة ترفعه أيها الناس اغوا نساءكم عن لبس الزينة والتبختر في المساجد فإن بني إسرائيل لم يلعنوا حتى لبس نساءهم الزينة وتبخترن في المساجد

Translation:

"The preferred view is that old women should be prevented from attending the congregation at all times, let alone young girls because of the hadîth which Imâm Bukhârî رحمه الله has narrated from Âishah ؓ that if Rasûlullâh had to witness the conduct of the women, he would have prohibited them from the masjid as the women of the Banû Isrâîl were prohibited. Yahyâ Ibn Sa'îd رحمه الله (the narrator of the hadîth) asked Umrah whether the women of the

رواه ابن عبد البر في التمهيد - فتح باب العناية بشرح النقاية ج ١ ص ٢٨٤<sup>186</sup>



Banû Isrâil were prohibited and she replied in the affirmative. Then Âishah رضي الله عنها reports that Rasûlullâh صلى الله عليه وسلم said, "O people, prevent your women from wearing clothes of beauty and arrogance in the masjid for verily the Banû Isrâil were not cursed until their women adorned themselves with attractive clothing and proudly showed off in the mosques."

Allâmah Badrud-Dîn Ainî (855 A.H) رحمه الله states <sup>187</sup>:

والفتوى اليوم على المنع في الكل فلذلك أطلق المصنف ويدخل في قوله الجماعات الجمع والأعياد والإستسقاء ومجالس الوعظ ولا سيما عند الجهال اللذين تحلوا بحلية العلماء وقصدهم الشهوات وتحصيل الدنيا

Translation:

"Today the verdict is that women be prohibited from all salâhs and this includes Jumu'ah, the two Eids, Salâtul Istisqâ and the congregations of lectures especially those ignorant orators who imitate the Ulamâ but their aim is merely to satisfy their carnal desires and earn secular wealth."

It is mentioned in *Fatâwâ Âlamghîrî*:

<sup>188</sup> والفتوى اليوم على الكراهة في كل الصلوات لظهور الفساد كذا في الكافي

<sup>187</sup> عيني شرح الكتر ج ١ ص ٤٠

<sup>188</sup> الفتاوى العالمكبرى ج ١ ص ٩٣

Translation:

"Today the fatwâ is that it is *makrûh* for women to attend any salâh due to the appearance of misconduct."

Allâmah Ibn Âbidîn As-Shâmî (1203 A.H) رحمه الله states:

ويكره حضورهن الجماعة ولو لجمعة وعيد ووعظ مطلقا ولو عجزوا ليلا على المنع  
المفتى به لفساد الزمان <sup>189</sup>

Translation:

"It is *makrûh* for women to attend the congregation even though it be Jumu'ah or Eid or a lecture and even it is an old lady at night. This is the accepted verdict due to the corruption of the times."

Allâmah Zainud-Dîn Ibn Nujaim رحمه الله writes in *Al Bahrur Râiq* <sup>190</sup>:

والفتوى اليوم على الكراهة في كل الصلوات لظهور الفساد

Translation:

"Today the verdict is that it is *makrûh* for women to attend all the salâhs due to the emergence of corruption."

<sup>189</sup> الدر المختار ج ١ ص ٥٢٩

<sup>190</sup> البحر الرائق ج ١ ص ٣٥٨ ومثله في الفتاوى العالمكبرى ج ١ ص ٩٣ ورسائل الأركان ص ١٠٠



Imâm Bukhârî (256 A.H) رحمه الله has narrated the following hadîth<sup>191</sup>:

عن ابن عمر رضى الله عنهما عن النبي صلى الله عليه وسلم قال إذا استأذنتكم نساءكم بالليل إلى المسجد فأذنوا لهن

Translation:

Abdullah bin Umar ؓ reports that Nabi ﷺ said: "When your women seek permission to come to the Musjid at night, then you should grant them permission."

Moulânâ Khalîl Ahmad Saharanpuri (1346 A.H) رحمه الله writes:

وفيه أنه ينبغي أن يأذن لها ولا يمنعها مما فيه منفعتها وذلك إذا لم يخف الفتنة عليها ولا بما  
وقد كان هو الأغلب في ذلك الزمان<sup>192</sup>

Translation:

"The above Hadith indicates that if a woman seeks permission at night, the request should be accepted and

<sup>191</sup> صحيح البخارى ج ١ ص ١٧٢ دار السلام - الرياض و ج ١ ص ١١٩ النسخة الباكستانية

<sup>192</sup> حاشية الشيخ أحمد على السهارنفورى على صحيح البخارى ج ١ ص ١١٩ , النسخة الباكستانية

she should not be prevented from attending if there is benefit for her. This permission should only be granted if there exists no possibility of immorality from others or from her. This was the prevalent condition at that time."

Hence, Allâmah Badrud-dîn Ainî (855 A.H) رحمه الله, the commentator of *Sahîh Bukhârî*, states:

وقد قلنا ان المطلق في ذلك محمول على المقيد وفيه أنه ينبغي أن يأذن لها ولا يمنعها مما فيه  
منفعتها وذلك إذا لم يخف الفتنة عليها ولا بما وقد كان هو الأغلب في ذلك الزمان  
بخلاف زماننا هذا فان الفساد فيه فاش والمفسدون كثيرون<sup>193</sup>

Translation:

"And we state that the permission (mentioned in the hadith) refers to specific permission i.e. in those narrations in which the word "night" is not mentioned, it is implied. Similarly, (the above) indicates that where there exists benefit for a woman, she should be given permission and not be prevented. However, this applies to that time or period when there is no possibility of immorality nor is there any possibility of another falling into immorality due to her. This (safety from immorality) was prevalent at that time (i.e. the time of the Sahâbah ؓ), unlike our era wherein evil and vice is very widespread and promiscuous people are in abundance."

<sup>193</sup> عمدة القارى شرح صحيح البخارى ج ٦ ص ١٥٧



The author of *Lâmiud-Darârî*, Sheikh Zakariyyâ (1402 A.H) رَحِمَهُ اللهُ asks,

وإذا كان ذلك في زمن العلامة العيني المتوفى في سنة خمس و خمسين وثمان مائة فماذا ترى  
في زماننا هذا المملو بالشُرور والفساد<sup>194</sup>

Translation:

"When this (rampant misconduct) was the situation during the time of Allâmah Badrud-dîn Ainî who passed away in the year 855 A.H. then what do you think of the present age saturated with impropriety?"

Imâm Bukhârî (256 A.H) رَحِمَهُ اللهُ has narrated the following hadîth in his sahih:

عن الزبير بن عدي قال أتينا أنس بن مالك فشكونا اليه ما يلحقون من الحجاج فقال  
اصبروا فانه لا يأتي عليكم زمان الا الذي بعده شر منه حتى تلقوا ربكم سمعته من نبيكم  
صلى الله عليه وسلم<sup>195</sup>

Translation:

<sup>194</sup> لامع الدرارى على جامع البخارى ج ١ ص ٣٥٩

<sup>195</sup> صحيح البخارى حديث ٧٠٦٨ ص ٥٩٠ دار السلام و ج ٢ ص ١٠٤٧ النسخة الباكستانية

Zubair Ibn Adî رَضِيَ اللهُ عَنْهُ narrates that he came to Anas Ibn Mâlik رَضِيَ اللهُ عَنْهُ complaining to him about the oppression of Hajjâj. Anas رَضِيَ اللهُ عَنْهُ replied, "Be patient for indeed every era will be succeeded by one worse than the previous one until you meet your Lord. I heard this from your prophet (Rasûlullâh) رَضِيَ اللهُ عَنْهُ."

Hâfiz Ibn Abdul Barr (463 A.H) رَحِمَهُ اللهُ states:

وفيه دليل على أن أحوال الناس تغيرت بعد موت رسول الله صلى الله عليه وسلم  
نساء ورجالا وروى عن أبي سعيد الخدرى أنه قال ما نقصنا أيدينا عن قبر  
رسول الله صلى الله عليه وسلم حتى أنكرنا قلوبنا.<sup>196</sup>

Translation:

This hadîth (of Âishah رَضِيَ اللهُ عَنْهَا) indicates that the condition of the people, men and women, had changed after Rasûlullâh رَضِيَ اللهُ عَنْهُ. It is narrated by Abû Sa'îd Khudrî رَضِيَ اللهُ عَنْهُ who said, "We had not yet dusted our hands off the grave of Rasûlullâh رَضِيَ اللهُ عَنْهُ when we perceived a change in our hearts."

Who can deny the existence of the worst types of misconduct in our age? If anyone chooses to become blind and deny the existence of the evil predominant in our times, should peruse the statement of Allâmah Ainî (855 A.H) رَحِمَهُ اللهُ, the commentator of *Sahîh Bukhârî*, who lived in the eighth century of Islam:

<sup>196</sup> التمهيد لما في الموطا من المعاني والمسانيد لابن عبد البر ج ١ ص ٢٣٥.



على أن نساء ذلك الزمان ما أحدثن جزءاً من ألف جزء مما أحدثت نساء هذا الزمان<sup>197</sup>

#### Translation:

"If Aisha رضي الله عنها had to witness the evils and innovations of this era (the eighth century), her rejection would be more vehement. The women of Egypt in particular, are involved in such innovations which cannot be described. And they are immersed in such evils which cannot be prevented. From amongst the innovations they are involved in, some are:

- they don garments of silk fabric whose edges are gilted and which are studded with gems and pearls.
- their hair is adorned with golden beads studded with expensive pearls and gems while their silken scarves are woven with golden and silver threads.
- their dresses are manufactured from all kinds of silk with extremely broad sleeves, while metres upon metres of the tails are lowered to the ground to such an extent that three dresses or more can be sewn from one dress.
- they parade the shopping malls with exquisite clothing, strutting around heavily soaked in perfume, enticing others and prancing around men with their faces open most of the time.
- they ride on the finest donkeys with their sleeves hanging down from both sides while they are wrapped

<sup>197</sup> عمدة القارى شرح صحيح البخارى ج ٦ ص ١٥٨، ١٥٩

لو شاهدت عائشة رضى الله عنها ما أحدث نساء هذا الزمان من أنواع البدع والمنكرات لكأن أشد إنكاراً ولا سيما نساء مصر فإن فيهن بدعاً لا توصف ومنكرات لا تمنع. منها ثيابهن من أنواع الحرير المنسوجة أطرافها من الذهب والمرصعة باللآلئ وأنواع الجواهر وما على رءوسهن من الأقراص المذهبة المرصعة باللآلئ والجواهر الثمينة والمناديل الحرير المنسوج بالذهب والفضة الممدودة وقمصانهن أنواع الحرير الواسعة الأكمام تحدا السابلة أذيالها على الأرض مقدار أذرع كثيرة بحيث يمكن أن يجعل من قميص واحد ثلاثة قمصان وأكثر ومنها مشيهن في الأسواق في ثياب فاخرة وهن متبخترات متعطرات مائلات متبخترات متزاحمات مع الرجال مكشوفات الوجوه في غالب الأوقات. ومنها ركوبهن على الحمير الغرة وأكمامهن سابلة من الجانبين في أزور رفيعة جدا. ومنها ركوبهن على مراكب في نيل مصر وخلجانها مختلطات بالرجال وبعضهن يغنين بأصوات عالية مطربة والأقداح تدور بينهن. ومنها غلبتهن على الرجال وقهرهن إياهم وحكمهن عليهم بأمر شديدة. ومنهن نساء يعن المنكرات بالأجهار ويخالطن الرجال فيها. ومنهن قوادات يفسدن الرجال والنساء ويمشين بينهن بما لم يرض به الشرع. ومنهن صنف بقايا قاعدات مترصديات للفساد ومنهن صنف دائرات على أرجلهن يصطلطن الرجال. ومنهن سوارق من الدر والحمامات. ومنهن صنف سواحر يسحرن وينفتن في العقد. ومنهن يبايعن في الأسواق يتعاططن بالرجال. ومنهن دلالات نصابات على النساء. ومنهن صنف نوائح ودفافات يرتكبن هذه الأمور القبيحة بالأجرة. ومنهن مغنيات يغنين بأنواع الملاهي بالأجرة للرجال والنساء. ومنهن صنف خطابات يخطبن للرجال نساء لها أزواج يفتن بوقعنها بينهم وغير ذلك من الأصناف الكثيرة الخارجة عن قواعد الشريعة. فانظر إل ما قالت الصديقة رضى الله عنها من قولها لو أدرك رسول الله صلى الله عليه وسلم ما أحدثت النساء وليس بين هذا القول وبين وفاة النبي صلى الله عليه وسلم إلا مدة يسيرة



in delicate and fine shawls.

- they travel on different conveyances in the Nile River while it is filled with males.
- some of them sing with delightful and charmingly high-pitched voices while the goblets circulate among them.
- they have overpowered the men and are ruling them by making all kinds of extreme demands.
- among them are women who sell evil items with loud voices and they intermingle with males.
- among them are leaders who corrupt males and females and walk among them in ways which are contrary to the Sharī'ah.
- among them are prostitutes and models who conjure evil.
- some of them roam about in lure of males.
- some of them steal from the public baths.
- others are magicians that practise magic and blow in knots.
- some of them are merchants in the markets yelling out with the males.
- some are women brokers and agents procuring the services of women.
- some of them lament and play drums for a fee.
- some are paid singers who sing and entertain men and women.
- others entice males for married women and create all kinds of dissensions.

These are some of the evils and sins the women are

involved in. Now examine the statement of Âishah ؓ in this light. Yet the interval between the time of Âishah's ؓ rejection of this practice (of females attending the masjid) and Rasûlullâh's ﷺ is very little.

The wrongs which the women during the time of Âishah ؓ had introduced are not even one thousandth when compared to the evils which they have introduced in this time (namely, the eighth century)."

Ibn Hajar Haithamî رحمه الله, an authority of the Shâfi'i Mazhab, states:

"... the statement of Imâm Ghazâlî (505 A.H) رحمه الله, in Ihyâul-'Ulûm : 'It is obligatory to prohibit women from attending the masjid for salâh, for sessions of knowledge and for zikr when there is the danger of indecency as a result of them. Verily, Âishah ؓ forbade them. It was then said to her: Verily, Rasûlullâh ﷺ did not forbid them from congregational prayer. She replied, "If Rasûlullâh ﷺ knew what the women have introduced after him, then most certainly, he would have prevented them.'"

Conforming to this, is the statement of Ibn Khuzaimah رحمه الله who is among our (Shâfi'i) senior authorities:

'The salâh of a woman in her home is superior to her salâh in the masjid of Rasûlullâh ﷺ. . . Now when her salâh at home is superior, then the object which brings her out of her home (to perform salâh in the masjid) is



either pride or show or harâm.'

There is unanimity regarding the prohibition of women going to the masjid, Eid salâh and visiting the graves because of the absence of the conditions of permissibility which had existed during the age of Nabî ﷺ.

Hujjatul Islam, Imâm Ghazâlî (505 A.H) رحمه الله says in *Al-Ihyâ* in the chapter dealing with enjoining the good:

<sup>198</sup> يجب منع النساء من حضور المساجد للصلاة ومجالس الذكر إذا خيفت الفتنة بهن

'It is obligatory to prohibit women from attending the musjids for salâh and zikr when misconduct in regard to them is feared. The evils of their emergence today are established facts... The correct view is that prohibition is absolute and the fatwâ is this prohibition. This is the summary of our (Shâfi'î Mazhab).'<sup>199</sup>

With regard to the gathering of zikr i.e. a discourse to the women, this is permissible as established from the following hadîth<sup>200</sup> of Rasûlullâh ﷺ:

<sup>198</sup> إحياء العلوم ج ٢ ص ٣٠٨

<sup>199</sup> الفتاوى الكبرى لابن حجر الميمني

عن أبي سعيد الخدري رضي الله عنه قال قال النساء للنبي صلى الله عليه وسلم غلبنا عليك... الرجال فاجعل لنا يوما من نفسك فوعدهن يوما لقيهن فيه فوعظهن وأمرهن

Abû Saïd Khudrî ﷺ reports that the women said to Rasûlullâh ﷺ, "The men have overpowered us. (that is, they attend your gatherings every day and we are deprived). Therefore, specify one day in particular for advising us." Rasûlullâh ﷺ promised to address them on a particular day in which he would advise them and command them (with the orders of Sharîah).

Hâfiz Ibn Hajar (852 A.H) رحمه الله has quoted a similar hadîth<sup>201</sup> of Abû Hurairah ﷺ which contain the following words:

موعدكن بيت فلانة

Rasûlullâh ﷺ said, "I promise to address you at the house of so and so." He then fulfilled his promise by addressing the women there.

Imâm Bukhârî (256 A.H) رحمه الله has used this hadîth to prove that it is permissible for a learned person to address the women at someone's house. The conditions of hijâb will obviously apply here as well. However, if misconduct is perceived on the part of anyone, it will not

فتح الباری ج ١ ص ١٥٨ دار إحياء التراث العربی - بیروت<sup>201</sup>



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<sup>201</sup> فتح الباری ج ١ ص ١٥٨ دار إحياء التراث العربی - بیروت



be permissible to conduct such lectures.

The slight departure from piety and hijâb which had commenced even in the era of the Sahâbah ؓ constrained them to prohibit women from going to the masjid in spite of them being fully aware that women used to visit the masjid during the time of Rasûlullâh ؐ. Since they detected the beginning of the process of corruption and they discerned the gradual abandonment of the very strict conditions which accompanied the original permissibility, the Sahâbah ؓ initiated this prohibition. Rasûlullâh ؐ has commanded obedience to his Sahâbah ؓ and has described the sunnah of his Sahâbah as his sunnah, the prohibition enacted by the Sahâbah is in actual fact the sunnah of Nabî ؐ. It is the law of Allâh. Only a person with a deficient mental capacity can deny such a divine prohibition.

Some Ghair Muqallidîn try to dupe the masses by saying that the prohibition of the Sahâbah ؓ does not hold any weight in the face of the permission granted by Rasûlullâh ؐ. However, this is a mere deception. The statement of the Sahabâh ؓ will only be not acceptable in the presence of a hadîth if there is a contradiction between both and the contradiction cannot be reconciled. This is not the case here. The permission of Rasûlullâh ؐ was at the time of non-existence of misconduct while the prohibition of the Sahâbah ؓ was due to the existence of misdemeanour as mentioned previously in

the narration of Â'ishah ؓ. Accordingly, there remains no contradiction in the statement of Rasûlullâh ؐ and the prohibition of the Sahâbah ؓ.

Sheikh Abdul Haqq Muhaddith Dehlawî رحمہ اللہ states. "For women today, to come to the Masjid to perform salât with jamât is *makrûh* as there is a danger of *fitnah* (immorality and promiscuity). During the time of Nabi ؐ, they came to attain the teachings and guidelines of Shariat and this need no longer remains as the laws of Shariat are generally found in books etc. It will be more appropriate for women to remain in *hijâb* (veil)."<sup>202</sup>

This is the view that the Jurists have adopted i.e. now-a-days for women to attend the Jamât (congregation), whether it be for the five daily salât, the Jumu'ah or both the Eid salâts, is *makrûh* (reprehensible). Allâmah Zainud-Dîn Ibn Nujaim رحمہ اللہ states:

ولا يحضرن الجماعة لقوله تعالى وقرن في بيوتكن والفتوى اليوم على الكراهة في الصلاة  
كلها لظهور الفساد<sup>203</sup>

Translation:

'Women should not attend the congregation due to

<sup>202</sup> اشعة اللمعات ص ٢٣٣

<sup>203</sup> البحر الرائق ج ١ ص ٣٥٨



the statement of Allâh, "And remain within your homes." The verdict today is that it is makrûh to attend any of the salâhs due to the emergence of misconduct.'

From the above narrations<sup>204</sup>, we deduce the following:

- The tribe of Banû Sâ'id (بنو ساعد) had already prevented their women from attending the masjid during the era of Rasûlullâh ﷺ. Rasûlullâh ﷺ did not reproach the husbands in any way. On the contrary, he encouraged the women to perform salâh at home.
- Certain Sahâbah like Ibn Mas'ûd and Ibn Umar used to forcefully prevent the women from entering the masjid in the presence of other Sahâbah because the era of corruption had begun. No Sahâbî prevented them from doing this nor did anyone mention any opposing hadith to confront their action.
- During the blessed era of Nabi ﷺ, it was not stressed

<sup>204</sup> For more details, refer to Ad-Durrul Mukhtâr with Shâmi - Vol 1 Pg 529, Âlamghîrî, Vol 1 Pg 56, Al-Bahr-ur-Râiq, Vol 1 Pg 358, Rasâilul Arkân, Pg 100, Badâi-us-Sanâi, Vol 1 Pg 175, Fatâwa Rahîmiyah, Vol 5 Pg 56/71

upon women to attend the Masjid. Permission was merely granted, and such advice was rendered that women themselves refrained from attending the Masjid.

- Permission (to attend the Masjid) was dependant on the permission granted by the husbands. Women were not allowed to attend the Masjid without the consent of their husbands.
- From the narration of *Sahîh Bukhârî*, it is evident that permission was only granted for the salât performed during the night and for Fajr.
- Consent is applicable when the woman does not apply perfume and adorn herself. There was no consent for the woman who applied perfume or adorned herself.
- Permission to attend the Masâjid was at the time when there was no possibility of *fitnah* (immorality). No consent was granted during the times of *fitnah*. In fact, at the time of *fitnah*, Nabi's ﷺ advice was that women should be prevented from coming to the Masjid as mentioned previously in the narration of Ibn Mâjah.

In conformance to the words and desire of Nabi ﷺ, the women during his blessed era also used to perform their salât at their houses as has been proven from the Hadith of the burning of the houses as mentioned previously.



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Shâh Walîullâh writes<sup>205</sup>:

ومنها خوف فتنة كأمراة أصابت بخورا ولا اختلاف بين قوله صلى الله عليه وسلم إذا  
استأذنت امرأة أحدكم إلى المسجد فلا يمنعها وبين ما حكم به جمهور الصحابة من منعهن  
إذا المنهى عنه الغيرة التي تنبعث من الأنفة دون خوف الفتنة والجائز من الغيرة ما فيه  
خوف الفتنة ...

Hadhrat Shâh Walîyullâh Muhaddith Dehlawî رحمہ اللہ, in his book, *Hujjatullâhil Bâlighah*, has mentioned the practice of the Sahaba ؓ of preventing women from coming to the Masâjid. Thereafter, he mentions the objection that Nabi ﷺ had ordered that women should not be prevented from coming. So what was the reason for the Sahaba ؓ preventing them? He answers by saying that there is no difference between the Hadith and the action of the Sahaba ؓ because the zeal and fervour that arises merely due to pride and due to which women are prevented is not permissible. However, the zeal arising due to fitnah (dissension) is permissible, if not commendable. (The Sahâbah ؓ prevented the women due to this permissible fervour and zeal.) "

حجة الله البالغة ج ٢ ص ٦٦ قديمى كتب خانہ - کراتشى - پاکستان 205

### Conclusion

The Ghair Muqallidîn who emphasize the fact that women should attend the masjid for congregational prayer perhaps regard the Imâm of their masjid to be more pious than Rasûlullâh ﷺ. Perhaps they regard their masjids to be more sanctified than Masjidun Nabawî, their era to be superior to the era of the Sahâbah ؓ and their women to be more chaste than the Sahâbiyyât and Tâbi'îyyât.

If this is not the case, then why do they (the Ghair Muqallidîn) emphasize something so vehemently which Rasûlullâh ﷺ did not emphasize and which the Sahâbah ؓ opposed. The Ghair Muqallidîn, are so vehement in their stance on this issue that they regard it as permissible to abuse and villify the Fuqahâ and cause dissension (*fitnah*) in the mosques.

In the present era of moral decay, only the Ghair Muqallids are under the false impression that the women of today will not beautify themselves, apply make-up, apply perfume and powder and wear skin-tight and transparent clothing, keep their gazes low and the gazes of the onlookers will also remain low.

In short, the jurists have prohibited women from attending the masjid due to moral decay that is prevalent in society. When the Sahâbah ؓ already



perceived this decay in their era which was morally excellent, who can deny the existence of promiscuity today? And which Qur'ânic verse or hadîth emphasizes attending the masjid for women during an era of moral decay and perversion?

Women should not become despondent from the fact they have been prohibited from the masjid. In fact, they should be pleased that Allâh has granted them the same reward by sitting at home. Without attending the masjid, Allâh ﷻ will grant them the same reward as the person who performs salâh in Masjidun-Nabawî. Just as Allâh has made certain actions like jihâd, Imâmat etc. specific with men, so too was the congregation emphasized for them. Just as they have been prohibited from desiring the bounty which Allâh granted to men, so too should they not desire this bounty as well. In reality, it is our duty to subject any act, no matter how noble it may seem, to the desire of Allâh and His Messenger ﷺ. Whatever Allâh ﷻ and His Messenger ﷺ have deemed better for us, we should regard it as such. Let us not allow our emotions to get the better of us. Rasûlullâh ﷺ has clearly indicated that the salâh of women is more virtuous at home. The obedience of women would therefore be to regard the performance of salâh at home as better for them and to discard the thought that attending the masjid will carry greater rewards.

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- مختصر اختلاف العلماء تصنيف لأبى جعفر أحمد بن محمد سلامة الطحاوى (٢٣٩-٣٢١) والاحتصار للإمام أبى بكر الجصاص (٣٧٠) - دار البشائر الإسلامية - بيروت.
- النكت الظراف على الاطراف لابن حجر العسقلانى مع تحفة الأشراف بمعرفة الأطراف - مكتبة عباس أحمد الباز - مكة المكرمة.
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- مجمع بحار الأنوار فى غرائب التنزيل ولطائف الأخبار للشيخ العلامة محمد طاهر الكهراتى (٩٨٦) - مكتبة دار الإيمان - المدينة المنورة - العربية السعودية.
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- مشكوة المصايح للإمام المحدث ولى الدين محمد بن عبد الله الخطيب التيريزى - دار الفكر - بيروت والنسخة الثانية: ايج لم سعيد كمبى - كراتشى - باكستان.
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- اعلاء السنن للشيخ ظفر أحمد العثمانى (١٣١٠-١٣٩٤) - إدارة القرآن - كراتشى - باكستان.
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- المصنف لأبى بكر بن أبى شيبه (٢٣٥) - إدارة القرآن - كراتشى - باكستان.
- السنن الكبرى للإمام أبو بكر أحمد بن الحسين البيهقى (٤٥٨) - نشر السنة - ملتان - باكستان.
- كز العمال للشيخ علاء الدين على المتقى بن حسام الدين الهندى (٩٧٥) - دار الكتب العلمية - بيروت.
- عمدة القارى شرح صحيح البخارى المسمى بالعينى على البخارى للعلامة بدر الدين العيني (٧٦٢-٨٥٥) - دار الفكر - بيروت.
- فتح البارى للحافظ احمد بن على بن محمد بن حجر العسقلانى (٧٧٣-٨٥٢) - دار احياء التراث العربى - بيروت.
- لامع الدرارى على جامع البخارى للشيخ محمد زكريا الكاندهلوى (١٣١٥-١٤٠٢) - ايج لم سعيد كمبى - كراتشى - باكستان.
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- عارضة الأحوذى بشرح صحيح الترمذى للإمام الحافظ ابن العربى المالکى (٤٣٥-٥٤٣) - دار الكتب العلمية - بيروت.



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### GLOSSARY

A	
ahâdîth	the statements, actions or approval of any act of Rasûlullâh ﷺ. Singular hadîth.
azân	the call to prayer
athar	the statement or action of a Sahâbî ﷺ
aurah	the private parts of the body which need to be covered
D	
du'â	supplication or invocation
F	
Fajr	the pre-dawn prayer
fard	obligatory
fatwâ	legal verdict
Fuqahâ	jurists
H	
hajj	pilgrimage
haram	the sacred precincts of the Ka'bah
harâm	unlawful
I	
ihrâm	the sheets donned by the pilgrim
Imâm	leader especially in prayer, also a learned scholar
imâmat	the act of leading the prayer
iqâmah	the minor call to prayer recited before the obligatory prayer
îshâ	the night prayer



<b>J</b>	
jahrî	the salâh in which the Qur'ân is recited aloud
jamâ'ah	congregation
janâzah	the corpse or the prayer related to it
jumu'ah	the Friday prayer
<b>K</b>	
kafn	burial shroud
khimâr	the veil used to cover the face
<b>M</b>	
mahram	a relative who one cannot marry
Maghrib	the evening prayer performed after sunset
makrûh	abominable and disliked act in Sharî'ah
makrûh tahrîmî	an act whose detestability is not established by categoric proof. It is closer to harâm and is a sinful act. The perpetrator is liable for punishment.
makrûh tanzîhî	A lesser category of makrûh that is closer to permissibility. The perpetrator is not liable for punishment. However, one should also abstain from such acts as they can lead to unlawful acts.
Mashâikh	title of scholars trained in the traditional sciences, singular Sheikh
Muftî	one who issues legal verdicts

muazzin	one who calls out the azân
muhaddith	a scholar of hadîth, plural: muhaddithîn
munqati'	a chain of narrators that has an interruption where one of the links is missing
muqtadî	one who follows the Imâm in salâh
musjid	mosque, plural musâjid
mutawâtir	a statement narrated by such a large group of people from generation to generation that one cannot call them liars
<b>N</b>	
nafl	optional
nikâh	marriage
<b>Q</b>	
qadâ	an act which makes amends for one that is missed
qa'dah	sitting position
qiblah	direction facing the Ka'bah
qirâ'ah	recitation of the Qur'ân
<b>R</b>	
rak'ah	one unit of salâh
rukû	a posture of salâh in which one bows down
<b>S</b>	
saff	the rows of worshippers
sajdah	prostration
salâm	the act of completing the salâh
Sahâbah	the companions of Rasûlullâh ﷺ



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<b>S</b>	
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sajdah	prostration
salâm	the act of completing the salâh
Sahâbah	the companions of Rasûlullâh ﷺ



Sahâbiyyah	a female companion of Rasûlullâh ﷺ
Shaytân	satan
shâz	non-canonical
Sheikh	title of a scholar trained in the traditional sciences
Sûrah	a chapter of the Qur'ân
Sûrah Fâtihah	the opening chapter of the Qur'ân
T	
Tâbi'in	the generation of Muslims that succeeded the Sahâbah ﷺ. Singular Tâbi'î, female: Tâbi'iyyah.
Taba-Tâbi'in	the generation of Muslims that succeeded the Tâbi'in
takbîr of tashrîq	the words recited during the days of Eid
talâq	divorce
tasbîh	reciting Subhânallâh etc.
tashahhud	the dua to be recited when in the sitting position in salâh
U	
Ulamâ	scholars of Islamic knowledge
W	
wudû	ablution

والحمد لله الذي بفضلہ تتم الصالحات ويتوفيقه يوفق العبد للطاعات والصلاة والسلام

على من بعث بالآيات البينات

Translation:

"And all praises are due to Allâh through whose grace pious deeds are completed and through whose granting of capability, a person can perform acts of obedience. Blessings and salutations upon the prophet who was sent with clear signs."



